

Melanie Wilson Rughani  
Direct Tel: (405) 235-7714  
Direct Fax: (405) 272-5284



melanie.rughani@crowedunlevy.com

October 28, 2019

The Honorable Michael Rogers  
Oklahoma Secretary of State  
2300 N. Lincoln Boulevard, Ste. 122  
Oklahoma City, Oklahoma 73105-4897

Re: Initiative Petition

Dear Mr. Secretary:

Please accept for filing the enclosed copy of an initiative petition and suggested ballot title. The Petition proposes that a new Article V-A be added to the Oklahoma Constitution, which would create the Citizens' Independent Redistricting Commission and vest the power to redistrict the State's House of Representative and Senatorial districts, as well as its Federal Congressional Districts, in the Commission.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Kent Meyers'.

D. Kent Meyers  
Roger A. Stong  
Melanie Wilson Rughani  
CROWE & DUNLEVY  
Braniff Building  
324 N. Robinson Ave., Ste. 100  
Oklahoma City, OK 73102

Counsel for Proponents

cc: Oklahoma Attorney General

3504198

RECEIVED  
OCT 28 2019  
OKLAHOMA SECRETARY  
OF STATE

A PROFESSIONAL CORPORATION

OKLAHOMA CITY • Braniff Building • 324 N. Robinson Ave., Ste. 100 • Oklahoma City, OK 73102 • T: 405.235.7700 • F: 405.239.6651  
TULSA • 500 Kennedy Building • 321 S. Boston Ave. • Tulsa, OK 74103 • T: 918.592.9800 • F: 918.592.9801  
DALLAS • Spaces McKinney Avenue • 1919 McKinney Ave., Ste. 100 • Dallas, TX 75201 • T: 214.420.2163 • F: 214.736.1762

crowedunlevy.com

**FILED**

**OCT 28 2019**

**PROPOSED BALLOT TITLE**

**OKLAHOMA SECRETARY  
OF STATE**

This measure adds a new Article V-A to the Oklahoma Constitution. This new Article creates the Citizens' Independent Redistricting Commission and vests the power to redistrict the State's House of Representative and Senatorial districts, as well as its Federal Congressional Districts, in the Commission (rather than the Legislators). The Article sets forth qualifications and a process for the selection of Commissioners, a Special Master and a Secretary. It also sets forth a process for the creation and approval of redistricting plans after each Federal Decennial Census. In creating the redistricting plans, the Commission must comply with certain criteria, including federal law, population equality, and contiguity, and must seek to maximize compliance with other criteria, including respect for communities of interest, racial and ethnic fairness, respect for political subdivision boundaries, political fairness, and compactness. The Article creates a fallback mechanism in the event that the Commission cannot reach consensus on a plan within a set timeframe. It also sets forth procedures for funding and judicial review, repeals existing constitutional provisions involving legislative districts, codifies the number of state House of Representative and Senatorial districts, and reserves powers to the Commission rather than the Legislature.

Shall the proposal be approved?

For the proposal - YES

Against the proposal - NO

A "YES" vote is a vote in favor of this measure. A "NO" vote is a vote against this measure.

State Question No. 804, Initiative Petition No. 420

**WARNING**

IT IS A FELONY FOR ANYONE TO SIGN AN INITIATIVE OR REFERENDUM PETITION WITH ANY NAME OTHER THAN HIS OWN, OR KNOWINGLY TO SIGN HIS NAME MORE THAN ONCE FOR THE MEASURE, OR TO SIGN THE PETITION WHEN HE IS NOT A LEGAL VOTER.

-----  
**FILED**  
-----

INITIATIVE PETITION

OCT 28 2019

To the Honorable John Kevin Stitt, Governor of Oklahoma: **OKLAHOMA SECRETARY OF STATE**

We the undersigned legal voters of the State of Oklahoma respectfully order that the following proposed Amendments to the Constitution shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the next regular general election (or at a special election as may be called by the Governor), and each for himself/herself says: I have personally signed this petition; I am a legal voter of the State of Oklahoma; my residence is correctly written after my name. The time for filing this petition expires ninety (90) days from \_\_\_\_\_. The question we herewith submit to our fellow voters is:

Shall the following proposed new Article V-A to the Oklahoma Constitution be approved?

**BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA THAT A NEW ARTICLE V-A OF THE OKLAHOMA CONSTITUTION BE APPROVED:**

**CONSTITUTION OF OKLAHOMA, ARTICLE V-A -- LEGISLATIVE DISTRICTS**

**§ 1. THE SENATE.**

The state shall be divided into forty-eight (48) Senatorial districts. Each Senatorial district shall be entitled to one Senator, who shall hold office for four years; provided that any Senator, serving at the time of the adoption of this amendment, shall serve the full time for which he or she was elected. Vitalization of Senatorial districts shall provide for one-half of the Senators to be elected at each general election.

**§ 2. THE HOUSE OF REPRESENTATIVES.**

The state shall be divided into one hundred and one (101) districts for the House of Representatives. Each district shall be entitled to one Representative. Each Representative elected shall hold office for two years.

**§ 3. POWER OF REDISTRICTING**

A. State House of Representative and Senatorial districts. Notwithstanding any other provisions of this Constitution, the power to redistrict the State of Oklahoma's House of Representative and Senatorial districts is henceforth vested in the Citizens' Independent Redistricting Commission.

B. Federal Congressional Districts. Notwithstanding any other provisions of this Constitution, the power to redistrict Oklahoma's Federal Congressional Districts is henceforth vested in the Citizens' Independent Redistricting Commission.

#### **§ 4. THE CITIZENS' INDEPENDENT REDISTRICTING COMMISSION.**

##### **A. Definitions**

1. "Federal Congressional Districts" shall refer to Oklahoma's United States Congressional Districts.
2. "Groups" shall refer to the groups of candidates for Commissioners that have been sorted by their partisan affiliation or unaffiliation as determined by their registration or non-registration with a party with ballot access at the time of the most recent General Election.
3. "Affiliated" shall refer to citizens who, as of the date of their application to serve as Commissioner, have been continuously registered with the same party with ballot access for the last four years.
4. "Unaffiliated" shall refer to citizens who, as of the date of their application to serve as Commissioner, have not been registered with either of the two largest parties with ballot access for any of the last four years.
5. "Plan" shall refer to any proposed or approved redistricting Plan for the districts for Representatives in the U.S. Congress, for Oklahoma State Representatives, or for Oklahoma State Senators.
6. "Pool" shall refer to a group of applicants selected by the Panel.
7. "Panel" shall refer to the group of retired Judges or Justices chosen by the Chief Justice of the Oklahoma Supreme Court to oversee the creation of the Commission.
8. "Census Block" shall refer to a census block used by the United States Bureau of the Census in the most recent Federal Decennial Census.
9. "Immediate family member" shall refer to, with respect to an individual, a father, stepfather, mother, stepmother, son, stepson, daughter, stepdaughter, brother, stepbrother, sister, stepsister, husband, wife, father-in-law, or mother-in-law.

##### **B. The Citizens' Independent Redistricting Commission ("the Commission")**

1. **Composition.** The Commission shall consist of nine (9) Commissioners: three (3) Commissioners for each Group representing one of the two largest parties with ballot access at the time of the most recent General Election based on total registration, and three (3) Commissioners for the Group representing those that are unaffiliated with either of the state's two largest political parties with ballot access at the time of the most recent General Election.
2. **Qualifications.** Each Commissioner shall possess all the following qualifications:
  - a. Be a citizen who has been continuously domiciled in Oklahoma for five years immediately preceding the date of appointment to the Commission and whose registered political affiliation has not changed in the four years immediately preceding the date of appointment to the Commission;
  - b. Has not held, and does not have an immediate family member who has held, partisan elective office at the Federal, State or political subdivision level in this State in the five years immediately preceding the date of appointment to the Commission;

- c. Has not registered, and does not have an immediate family member who has registered, as a Federal, State or local lobbyist in the five years immediately preceding the date of appointment to the Commission;
- d. Has not held office or served, and does not have an immediate family member who has held office or served, as a paid staff member for a political party in the five years immediately preceding the date of appointment to the Commission;
- e. Has not been nominated, and does not have an immediate family member who has been nominated, as a candidate for elective office by a political party in the five years immediately preceding the date of appointment to the Commission; and
- f. Has not been an employee of the state legislature in the five years immediately preceding the date of appointment to the Commission.

3. Failure to Possess Qualifications.

- a. If it is found during the work of the Commission that a member did not possess at the time of selection to the Commission all of the qualifications in subsection B paragraph 2 of this section, that member shall be removed and replaced with a member from the same Group using the process described in subsection B paragraph 5 subparagraph b of this section.
- b. If it is found after the completion of the Commission's activities that any member did not possess all of the qualifications in subsection B paragraph 2 of this section, this shall not create a sufficient cause of action to challenge any Plan.

4. Application and Selection of Commissioners.

- a. No later than December 1 of the year 2020, or October 1 of each subsequent year ending in zero, the Chief Justice of the Oklahoma Supreme Court shall appoint the director or an employee of its Administrative Office (or, if no director or employee of such Office is able and willing to serve in this capacity, then another public employee) to serve as a Special Master to act as a disinterested party to oversee the application process and the training of Commissioners, and to report the Commission's progress to the Panel. The Special Master shall possess all of the qualifications in subsection B paragraph 2 of this section.
- b. No later than December 15 of 2020, and no later than December 1 of each subsequent year ending in zero, the Chief Justice of the Oklahoma Supreme Court shall designate a Panel to review the applications. The Panel shall consist of three Judges or Justices who have retired from the Oklahoma Supreme Court or the Oklahoma Court of Criminal Appeals or the Oklahoma Court of Civil Appeals, and who are able and willing to serve on the Panel, selected by random drawing. If fewer than three state appellate Judges or Justices who are able and willing to serve have been identified, then the Chief Justice shall appoint a retired Oklahoma Federal District Court Judge who accepts such appointment.
- c. Application to serve as a member of the Commission shall be filed with, and on a form developed by, the Special Master indicating thereon evidence of his or her qualifications as provided by this subsection. The form must request information sufficient to allow the Panel to adequately review and assess each candidate's qualifications and experience to serve on the Commission. The form shall include language that requires the applicant to affirmatively declare that the information submitted is accurate and shall also contain an advisory

that providing false information may lead to perjury charges. The Special Master shall advertise the opportunity to apply as a member of the Commission in the major news outlets in Oklahoma, including print, television, radio and social media outlets. Such advertising shall be at a level to reasonably expose registered voters in Oklahoma to the opportunity to serve on the Commission.

- d. No later than January 31 of the redistricting year ending in one, the Special Master shall notify the Panel that the application deadline is closed and submit the applications to the Panel.
- e. All decisions of the Panel regarding the selection of applicants pursuant to this subsection require the affirmative approval of all three (3) members of the Panel.
- f. In one or more public meetings conducted on or before February 7 of the redistricting year ending in one, after reviewing the applications of the applicants, the Panel shall identify Pools of twenty (20) applicants who are affiliated with the state's largest political party, twenty (20) applicants who are affiliated with the state's second largest political party, and twenty (20) applicants who are unaffiliated with either of the two largest political parties, or such lesser number as there are available, and who in the view of the Panel best demonstrate:
  - i. Experience in organizing, representing, advocating for, adjudicating the interests of, or actively participating in groups, organizations, or associations in Oklahoma; and
  - ii. relevant analytical skills, the ability to be impartial, and the ability to promote consensus on the Commission.

The Panel shall achieve geographic balance by ensuring, to the extent practicable, that there are no fewer than three (3) applicants from each current Congressional District within each Pool. The Panel shall also, to the extent practicable, ensure that each Pool reflects the state's racial, ethnic, veteran status, sexual orientation and gender diversity.

If there are not sufficient numbers of applicants to allow for three (3) Commissioners and one (1) Alternate to be selected from any group, as required by this section, then the Fallback Mechanism shall take effect.

- g. No later than February 7 of the redistricting year ending in one, from the Pools of applicants identified in subparagraph f of this paragraph, the Panel shall choose by lot, in random drawing, six (6) applicants to serve on the Commission as follows:
  - i. two (2) Commissioners who are unaffiliated with either of the state's two (2) largest political parties;
  - ii. two (2) Commissioners who are affiliated with the state's largest political party; and
  - iii. two (2) Commissioners who are affiliated with the state's second largest political party.
- h. After the initial six (6) Commissioners have been appointed pursuant to subparagraph g of this paragraph, from the remaining Pools of applicants identified in subparagraph f of this paragraph, the Panel shall choose by lot one (1) Commissioner from each Pool to serve as Alternates in order to fill vacancies on the Commission.



9. Record Keeping. All Commission votes must be taken by roll call and published on the Commission's website, along with meeting transcripts or minutes including details of any Plan voted on.
10. Public Notice. The Commission shall provide the public at least forty-eight (48) hours' notice for all public meetings and hearings. The Commission shall make each notice which is required to be posted and published under this section available in any language in which the state (or any jurisdiction in the state) is required to provide election materials under federal law. All meetings and hearings except for executive session shall be livestreamed over the internet, and transcripts made publicly available via electronic archive. The Commissioners shall not discuss redistricting matters with members of the public outside of an open meeting of the Commission, except that a Commissioner may communicate about redistricting matters with members of the public to gain information relevant to the performance of his or her duties if such communication occurs in writing available to the public or at a previously publicly noticed forum or town hall open to the general public. This paragraph does not prohibit communication between Commissioners and staff, legal counsel, or consultants retained by the Commission.

### **C. Duties of the Commission and the Secretary**

1. After the Commissioners are appointed the Commission shall:
  - a. Select a Secretary. The Special Master shall nominate a Secretary. The nominee must meet all the criteria of subsection B, paragraph 2 of this section, and be approved by a majority vote of Commissioners. If the Commissioners cannot reach the needed votes, the Special Master shall make another nomination.
2. The Secretary. The duties of the Secretary include the following:
  - a. Assist in the running and convening of Commission meetings, including the drafting of Plans, and approving expenditures necessary for the Commission to fulfill its duties;
  - b. Publicize and hold regional field hearings in each Congressional District to seek public input relevant to redistricting;
  - c. Gather precinct-level shapefiles and data on voter registration and election returns for general and primary elections for the preceding decade, and make the data available for public download by the date of the first public hearing;
  - d. Disaggregate and re-aggregate the electoral data to correspond to the Census Block that will be used to assemble Districts;
  - e. Gather information from the Department of Corrections about the home address of state and federal inmates;
  - f. Begin analyzing election returns from recent Primary and General Elections, to help ensure that the Commission's redistricting Plans will not have the effect of denying or abridging the right to vote on account of race, ethnicity, or membership in a language minority group;
  - g. Hire and manage staff to assist in the Commission and Secretary's duties;
  - h. Assist the Special Master in training Commissioners; and
  - i. Develop and maintain a website that creates a public Plan drawing system and allows members of the public to:

- i. monitor and comment on the Commission's work;
    - ii. access the data sets and utilize the tools necessary to draw Plans;
    - iii. view prior district maps for comparison; and
    - iv. submit proposed Plans and maps indicating communities of interest.
3. Data Preparation. After the United States Bureau of the Census releases the Federal Decennial Census Data, the Commission shall:
- a. Add the data gathered under subsection C, paragraph 2, subparagraph e to the Federal Decennial Census data so that incarcerated people are counted in their home communities;
  - b. Update the analysis begun under subsection C, paragraph 2, subparagraph f;
  - c. Promptly post on the Commission's website Federal Decennial Census data, electoral data, and boundary maps in digitally readable format, at district and precinct levels of detail for general and primary elections for each Plan submitted by a Commissioner;
  - d. Develop and publish publicly no more than two (2) preliminary Plans for the redistricting of the Oklahoma House of Representatives, Oklahoma Senate and Federal Congressional Districts;
  - e. Approve final Plans for State House of Representative and Senatorial and Federal Congressional redistricting, as set forth in subsection D; and
  - f. Release all proposed maps for comment in formats that are easily accessible and readable by members of the public, such as PDF, machine-readable comma-separated values, shapefile, and on the same interactive the Secretary is required to create for public submission of maps.

#### **D. Plan Criteria and Consideration**

The Commission shall simultaneously conduct separate processes for drawing and submitting Plans for the redistricting of the State House of Representative and Senatorial and Federal Congressional Districts. The Commission shall consider both Commissioner-submitted draft Plans and publicly-submitted draft Plans.

##### **1. Redistricting Criteria.**

- a. Federal Law. The redistricting Plan must comply with the United States Constitution and all applicable federal law, including the requirement that it equalize total population.
- b. Contiguity. Each district must be contiguous. The term "contiguous" means that the district is bounded by one unbroken line and is not divided into two or more discrete pieces. A district is not contiguous if pieces of the district touch at only a single point; nor is a district contiguous if it includes pieces of land entirely separated by a body of water but does not include any bridges, tunnels, or public ferries connecting those pieces of land.
- c. The Commission shall also seek to maximize compliance with each of the following criteria, set forth in the following order of priority:
  - i. Communities of Interest. Districts shall minimize the division of communities of interest to the extent practicable. A Community of Interest is defined as an area with recognized similarities of interests,

including but not limited to racial, ethnic, economic, social, cultural, geographic, tribal, linguistic, or historic identities. Communities of interest shall not include common relationships with political parties, officeholders, or political candidates.

- ii. Racial and Ethnic Fairness. No redistricting Plan should be drawn to have the effect of denying or abridging the equal opportunity of racial or ethnic minority groups to participate in the political process or to diminish their ability to elect representatives of their choice, whether alone or in coalition with others.
  - iii. Political Fairness. No Plan should, when considered on a statewide basis, unduly favor or disfavor a political party. Undue favor to a political party shall be determined using the proposed map, data from the last ten years of statewide elections, and the best available statistical methods on identifying inequality of opportunity to elect.
  - iv. Districts shall respect the geographic integrity of political subdivision boundaries to the extent preceding criteria have been satisfied.
  - v. Compactness. A draft Plan should be compact to the extent preceding criteria have been satisfied.
2. A Plan shall not take into consideration any of the following factors, except to the extent necessary to comply with the criteria described in paragraph 1 of this section, and to enable the Plan to be measured against the external metrics described in paragraph 5 of subsection E:
- a. The residence of any member or candidate of the Oklahoma House of Representatives, Oklahoma Senate, or U.S. Congress.
  - b. The political party affiliation or voting history of the population of a district.

#### **E. Approval of the Plans**

1. Approval or Rejection of Plans. Each Commissioner has one vote. An affirmative vote of at least six (6) of the nine (9) Commissioners is required to approve a Plan, including at least one (1) Commissioner affiliated with each of the two (2) largest political parties in the state and one (1) Commissioner who is unaffiliated with either of the two largest political parties in the state.
2. Preliminary Plan. Prior to developing a final Plan, the Commission shall develop and publish a preliminary Plan as follows:
  - a. Prior to developing a preliminary Plan under this subsection, the Commission shall hold no fewer than one (1) public hearing in each Congressional District at which members of the public may provide input relevant to redistricting.
  - b. The Commission shall develop and publish the preliminary Plan publicly, including digitally downloadable maps and Census block equivalency assignments of each district, and accept public comment on the preliminary Plan for no fewer than fourteen (14) days.
3. To hold a vote, the Commission must convene a voting meeting, open to the public, at which the Commission may vote on a preliminary Plan. If the Commissioners vote to approve a Plan, it shall become law.
4. Upon approval of a Plan by the Commission, the Special Master shall submit the Plan to the State Election Board, the Governor, the Secretary of State, the Senate Pro

Tempore of the Senate and the Speaker of the House of Representatives as well as make the Plan publicly available.

5. The Commission shall issue with all preliminary and final Plans written evaluations that measure the maps against external metrics. These metrics shall cover all criteria set forth in subsection D, paragraph 1.
6. The Commission shall have one hundred and twenty (120) days from the release of the Federal Decennial Census data in which to approve final Plans for State House of Representative and Senatorial and Federal Congressional districts.

#### **F. Fallback Mechanism**

If the Commission does not approve a State House of Representative, Senatorial, or Federal Congressional Plan within one hundred and twenty (120) days of the release of the Federal Decennial Census Data, the following procedure shall be followed to create that Plan only.

1. The Special Master shall create a report to be submitted to the Oklahoma Supreme Court that advises the Court of the available Plans and provides enough information for the Court to approve a Plan. The Court shall then have thirty (30) days to approve a Plan.
2. The Court shall approve a Plan that is consistent with the criteria listed in subsection D of this section.
3. If the approval process is not complete by the minimum residency requirement deadline for candidates to the state office, such requirements shall be suspended and not apply for any affected election so long as:
  - a. The candidate resided in one legislative district but, through the process of redistricting, his or her residence has been redistricted out of the former district and into an adjacent district; and
  - b. The candidate either files for state office in his or her new district or moves his or her residence into the newly adjacent district and registers as a voter by the time of candidate filing for state office.

#### **G. Judicial Review**

1. Supreme Court Jurisdiction. The Oklahoma Supreme Court has original and exclusive state-court jurisdiction to hear and decide all challenges to the Commission's actions and final Plans. The Court's jurisdiction is limited to remedy only the specific violation alleged on the specific Plan challenged.
2. Petitions for Review. Within thirty (30) days after a Plan's approval, any aggrieved resident of the State may petition the Oklahoma Supreme Court to invalidate that Plan. The Court shall consolidate all petitions challenging a Plan, give the consolidated petitions precedence over other civil proceedings, conduct expedited hearings, and enter its judgment promptly.
3. Remedial Plans. If the Oklahoma Supreme Court concludes that a Plan approved by the Commission is invalid, the Fallback Mechanism in subsection F shall be used to create a new Plan. If the Court finds a violation in a Plan produced under the Fallback Mechanism, then the Court's remedy shall be constrained by the criteria in subsection D.
4. Legal Representation. The Commission has standing in all legal proceedings concerning its actions and has sole authority to determine whether it will be represented by the State Attorney General or by legal counsel selected and hired by the Commission.

5. Communications made in the course of the Commission's, Secretary's, or Special Master's work under this Article may not be shielded from the public on the basis of legislative privilege. This provision shall not be construed to abrogate or otherwise affect legislative immunity.

#### **H. Cessation of the Commission's Operations**

Within thirty (30) days after the Plans have taken effect and all pending legal challenges to the Plans and the Commission's actions have concluded, the Commission must be dissolved, and any unexpended money must revert to the State's general revenue fund.

### **§ 5. AUTHORITY OF THE LEGISLATURE**

Notwithstanding any other provision of this Constitution or any prior judicial decision, for purposes of interpreting this Article, the People declare that the powers granted to the Commission herein are legislative functions not subject to the control or approval of the Legislature, and are exclusively reserved to the Commission. The Commission and all of its responsibilities, operations, functions, contractors, consultants and employees are not subject to change, transfer, reorganization, or reassignment, and shall not be altered or abrogated in any manner whatsoever, by the Legislature. No other body shall be established by the Legislature to perform functions that are the same or similar to those granted to the Commission in this section.

### **§ 6. REPEALER**

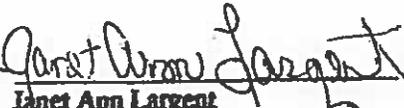
Article V, Sections 9A, 10A, and 11A-11E of this Constitution are hereby repealed.

### **§ 7. SEVERABILITY**

The provisions of this Article are severable, and if any part or provision hereof shall be void, invalid, or unconstitutional, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions hereof, and the remaining provisions hereof shall continue in full force and effect.

**Name and Address of Proponents**

  
Andrew Moore  
2524 NW 26th St.  
Oklahoma City, OK 73107

  
Janet Ann Largent  
5401 N. Range Rd.  
Stillwater, OK 74075

  
Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

**SIGNATURES**

The gist of the proposition is as follows: This measure adds a new Article V-A to the Oklahoma Constitution. This new Article creates the Citizens' Independent Redistricting Commission and vests the power to redistrict the State's House of Representative and Senatorial districts, as well as its Federal Congressional Districts, in the Commission (rather than the Legislature). The Article sets forth qualifications and a process for the selection of Commissioners, a Special Master and a Secretary. It also sets forth a process for the creation and approval of redistricting plans after each Federal Decennial Census. In creating the redistricting plans, the Commission must comply with certain criteria, including federal law, population equality, and contiguity, and must seek to maximize compliance with other criteria, including respect for communities of interest, racial and ethnic fairness, respect for political subdivision boundaries, political fairness, and compactness. The Article creates a fallback mechanism in the event that the Commission cannot reach consensus on a plan within a set timeframe. It also sets forth procedures for funding and judicial review, repeals existing constitutional provisions involving legislative districts, codifies the number of state House of Representative and Senatorial districts, and reserves powers to the Commission rather than the Legislature.

**WARNING**

**IT IS A FELONY FOR ANYONE TO SIGN AN INITIATIVE OR REFERENDUM PETITION WITH ANY NAME OTHER THAN HIS OWN, OR KNOWINGLY TO SIGN HIS NAME MORE THAN ONCE FOR THE MEASURE, OR TO SIGN THE PETITION WHEN HE IS NOT A LEGAL VOTER.**

1.	Signature of Legal Voter	Print Name	Address	City	Zip	County
2.	Signature of Legal Voter	Print Name	Address	City	Zip	County
3.	Signature of Legal Voter	Print Name	Address	City	Zip	County
4.	Signature of Legal Voter	Print Name	Address	City	Zip	County
5.	Signature of Legal Voter	Print Name	Address	City	Zip	County
6.	Signature of Legal Voter	Print Name	Address	City	Zip	County
7.	Signature of Legal Voter	Print Name	Address	City	Zip	County
8.	Signature of Legal Voter	Print Name	Address	City	Zip	County
9.	Signature of Legal Voter	Print Name	Address	City	Zip	County
10.	Signature of Legal Voter	Print Name	Address	City	Zip	County
11.	Signature of Legal Voter	Print Name	Address	City	Zip	County
12.	Signature of Legal Voter	Print Name	Address	City	Zip	County
13.	Signature of Legal Voter	Print Name	Address	City	Zip	County
14.	Signature of Legal Voter	Print Name	Address	City	Zip	County
15.	Signature of Legal Voter	Print Name	Address	City	Zip	County
16.	Signature of Legal Voter	Print Name	Address	City	Zip	County
17.	Signature of Legal Voter	Print Name	Address	City	Zip	County
18.	Signature of Legal Voter	Print Name	Address	City	Zip	County
19.	Signature of Legal Voter	Print Name	Address	City	Zip	County
20.	Signature of Legal Voter	Print Name	Address	City	Zip	County



Michael Rogers  
Secretary of State and Education



J. Kevin Stitt  
Governor

## OKLAHOMA SECRETARY OF STATE

October 28, 2019

FILED  
OCT 28 2019  
OKLAHOMA SECRETARY  
OF STATE

Andrew Moore  
2524 NW 26<sup>th</sup> St  
Oklahoma City, OK 73107

Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

Dear Proponent(s):

This acknowledges receipt of the petition submitted to the Secretary of State office, which has been designated as **State Question Number 804, Initiative Petition Number 420** and filed accordingly this 28<sup>th</sup> day of October, 2019.

Per Title 34 O.S. Section 8, subsequent to the publication of the notice of filing of said petition, the apparent sufficiency or insufficiency thereof and notice that any citizen(s) of the state may file a protest as to the constitutionality of the petition, the Secretary of State will provide a notification to the proponent(s) of record, setting the date to begin circulation for signatures. The date set shall not be less than fifteen (15) days nor more than thirty (30) days from the date when all appeals, protests and rehearings have been resolved or the period for filing such has expired.

If I may provide any further assistance or should you have any questions, please do not hesitate to contact me.

Thank you,

A handwritten signature in black ink, appearing to read "Amy Canton".

Amy Canton  
Director, Executive Legislative Division  
405.522.4565 / [executivelegislative@sos.ok.gov](mailto:executivelegislative@sos.ok.gov)

Michael Rogers  
Secretary of State and Education



J. Kevin Stitt  
Governor

OKLAHOMA SECRETARY OF STATE

October 28, 2019

Ms. Cindy Shea  
Oklahoma Press Service  
3601 N. Lincoln  
Oklahoma City, Oklahoma 73105

Dear Ms. Shea:

Please find enclosed the following for publication;

- Notice of Filing for State Question 804, Initiative Petition 420

Per Title 34 O.S. § 8, the publication must appear in at least one newspaper of general circulation in the State of Oklahoma. Please publish the enclosed notice in *The Oklahoman*, *Tulsa World*, and the *Journal Record* as soon as possible.

Also, upon the completion of publication, please provide our office with the corresponding Affidavits of Publication. Should you have any questions, please do not hesitate to contact our office.

Sincerely,

Amy Canton  
Director, Executive Legislative Division  
Oklahoma Secretary of State Office

## Civil

County, State of Oklahoma, Case No. Case CJ-2018-5588, styled Ronnie Johnson, Plaintiff v Seek First Management, Defendant. The action alleges that the Petitioner is entitled to a Quiet Title from you.

You are notified that you must answer the Petition filed by the Petitioner on or before the **16th day of December, 2019**, or the allegations contained in the Petition will be taken as true and judgment will be entered against you and in favor of Petitioner as prayed for in his Petition.

Given under my hand and seal this 29th day of October, 2019.

Rick Warren  
Court Clerk  
By: Deputy

Approved:  
Timothy D. McCoy, OBA 10838  
3801 NW 63rd Street  
Building 4 Suite 200  
Oklahoma City, OK 73118  
(405) 319-0000  
ATTORNEY FOR PLAINTIFF  
(10-31, 11-7, 11-14-19)

(CV11811275)  
**NOTICE BY PUBLICATION**  
No. CS-2019-4407

IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

**OKLAHOMA MOTOR CREDIT COMPANY Plaintiff, vs. CODY LASHLEY Defendant.**

CODY L. ASHLEY you are hereby notified that you have been sued by Oklahoma Motor Credit Company and you must answer plaintiff's petition on or before the **27th day of December, 2019** or a money judgment in the amount of \$9,928.56 plus interest will be rendered accordingly.

Dated this day October 25, 2019.

RICK WARREN  
OKLAHOMA COUNTY DISTRICT COURT CLERK

By: DEPUTY COURT CLERK  
APPROVED BY:

Hugh H. Fudge, OBA #20487  
Robinson, Hoover & Fudge, PLLC  
119 N. Robinson Ave., Suite 1000  
Oklahoma City, OK 73102  
(405)232-6464 (405)232-6363 fax  
lawmail@rhfok.com  
(10-31, 11-7, 11-14-19)

(DV11811278)  
**NOTICE BY PUBLICATION**  
CASE NO. FD-2018-3169

IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

**IN RE THE MARRIAGE OF: ERIC ASHONG, Petitioner, vs. FAUSTINA ASHONG, Respondent.**

The State of Oklahoma to: FAUSTINA ASHONG:

Take notice that you have been sued in the above named Court by Petitioner, Eric Ashong, alleging in his Petition that he should be awarded a Decree of for the Dissolution of Marriage. You are directed to file a written Answer to the Petition in the Court at the above address within forty-five (45) days from the date of the first publication of this notice. Within the same time, a copy of your Answer must be delivered or mailed to the attorney for the Petitioner.

Unless you answer the Petition within the time stated, the Petition will be taken as true and a judgment by default will be rendered accordingly for said Petitioner granting him the relief sought in his Petition.

Issued this 29th day of October, 2019.

RICK WARREN  
Court Clerk  
By: Deputy

Submitted By:  
Matthew Tate Wise, OBA #15920  
2201 Mckown, Suite 3  
Norman, OK 73072  
405-360-0380 phone  
405-364-1026 fax  
Attorney for the Petitioner  
(10-31, 11-7, 11-14-19)

(CV11811288)  
**NOTICE BY PUBLICATION**  
Case No. CV-2019-2440

IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

**A.L.L.L.C., LLC, a Limited Liability Company, Plaintiff, vs. EVELYN L. BRINDLEY AND JOYCE L. COLLIER, Trustees of the Evelyn L. Brindley Revocable Trust, if Joyce L. Collier be living, but if Joyce L. Collier be deceased, the unknown successor of any deceased Trustee, Defendants.**

STATE OF OKLAHOMA TO: GREETINGS: EVELYN L. BRINDLEY AND JOYCE L. COLLIER, Trustees of the Evelyn L.

Brindley Revocable Trust, if Joyce L. Collier be living, but if Joyce L. Collier be deceased, the unknown successor of any deceased Trustee

YOU AND EACH OF YOU are hereby notified that you have been sued in the District, Court of Oklahoma County, State of Oklahoma, in Cause No. CV-2019-2440, wherein A.L.L.L.C., LLC is Plaintiff, and Evelyn L. Brindley and Joyce L. Collier, Trustees of the Evelyn L. Brindley Revocable Trust, et al., are Defendants, and the Plaintiff alleges that it and all those persons by, through and under whom they claim and deraign their title have been in open, visible, notorious, continuous and adverse possession for more than fifteen (15) years prior to the filing of this Petition of the following described real properties situated in Oklahoma County, State of Oklahoma, to-wit:

Lots Thirty Two (32), Thirty Three (33), and the West 12.5 Feet of Lot Thirty Four (34), in Block Thirteen (B), in Belle Isle View, an addition to Oklahoma City, Oklahoma County, Oklahoma according to the recorded plat thereof  
Lot Six (6), Block One (1), Crown Heights Addition, to Oklahoma City, Oklahoma County, Oklahoma according to the recorded plat thereof

And you, the said Defendants, are further notified unless you answer said Petition of the Plaintiff filed herein against you on or before the **16th day of December, 2019**, the allegations of said Petition will be taken as true, and judgment will be entered, and a Decree quieting Plaintiff's title to the above described properties will be entered against each of you, the said Defendants.

WITNESS my hand this 30th day of October, 2019.

RICK WARREN  
COURT CLERK  
By: Deputy

GERALD E. KELLEY, OBA #4923  
GERALD E. KELLEY LLC  
One Leadership Square  
211 North Robinson Suite 800  
Oklahoma City, Oklahoma 73102  
(405) 235-4671 (405) 235-5247 (fax)  
gekelleys@swbell.net  
(10-31, 11-7, 11-14-19)

(CV11811364)  
**NOTICE OF HEARING ON PETITION FOR DETERMINATION OF HEIRS**  
Case No. CV-2019-2337  
Judge Richard Kirby

IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

**IN THE MATTER OF: THE ESTATE OF YVETTA JO COX-TROUT A/K/A YVETTA JO COX, DECEASED.**

To the heirs, executors, administrators, devisees, trustees and assigns, of YVETTA JO COX-TROUT a/k/a Yvetta Jo Cox, deceased (the "Decedent"):

1. On October 24, 2019, the Petitioners (a/k/a the Plaintiff), Gary Arlen Gresham and Elva Lou Bailey, filed in the District Court of Oklahoma County, State of Oklahoma a Petition for Determination of Heirs of the Decedent.

2. The Petition seeks a judgment from the Court that:

(a) Pauletta Cox George and Becky Cox Brodt are the only heirs of the Decedent;

(b) The Decedent's heirs listed above are the only individuals entitled to inherit real or personal property from the Decedent under Oklahoma law; and  
(c) That pursuant to Title 84 O.S. § 213, the Decedent's heirs, Pauletta Cox George and Becky Cox Brodt, are each entitled to inherit half of the Decedent's property.

3. The Court ordered that said Petition is set for hearing on the **7th day of January, 2020 at 9:00 o'clock a.m.** in the Oklahoma County District Court, Oklahoma County Courthouse, 321 Park Avenue, Oklahoma City, Oklahoma 73102, before the Honorable Judge Richard Kirby.

4. The Court also ordered that all the heirs of the Decedent and record claimants to lands or any part thereof of which said the Decedent died seized shall appear before the Court at the time and place referenced above to submit to the Court evidence that is competent to establish heirship of the Decedent.

5. The people that have an interest in the Estate of the Decedent have been named as parties in this lawsuit and each person must answer the Petition on or before 50 days from the date the Petition is served on each person, or the Petition will be taken as true, and judgments listed above will be rendered accordingly.

WITNESS, the undersigned, Judge of the District Court of Oklahoma State

of Oklahoma, this 30th day of October 2019.

RICHARD W. KIRBY  
JUDGE OF THE DISTRICT COURT  
RICK WARREN  
Court Clerk  
(SEAL) By: Deputy Court Clerk

Approved:  
Shawn J. Roberts, OBA No 18135  
Cazes Roberts, PLLC  
6301 Waterford Blvd., Suite 408  
Oklahoma City, OK 73118  
405.254.5005  
Attorney For the Petitioners  
(10-31, 11-7, 11-14-19)

## Juvenile

(JV11805678)  
**SERVICE OF SUMMONS BY PUBLICATION NOTICE**  
Case No. FA-2019-127

**The Honorable Richard Kirby**  
IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

**IN THE MATTER OF THE ADOPTION OF AMORE' NATALIE WILLIAMS, A minor child.**

State of Oklahoma to: RACHEL ELLEN BERKOWITZ and JAMON SHYEE WILLIAMS

TAKE NOTICE that a Petition for Adoption has been filed in the District Court of Oklahoma, County, State of Oklahoma, Case No. FA-2019-127 styled IN THE MATTER OF THE ADOPTION OF: A.N.W., a minor child. The Petition alleges that Petitioners are entitled to an Adoption Without Consent of Natural Parents.

The Petition alleges that the consent of the natural parents is not required and that the Petitioners should be allowed to adopt the above-named minor child for the following reasons:

a. Pursuant to 10 O.S. § 7505-4.2 (B)(1)-(2), they have wholly failed to provide any support for the minor for more than one year next preceding the filing of this Petition pursuant to a previous support order and in accordance with their means and ability.  
b. Pursuant to 10 O.S. §7505-4.2(D) in that they have failed "to exercise parental rights and duties toward the minor".  
c. Pursuant to 10 O.S. §7505-4.2(H)(1) in that they have willfully failed to maintain a significant relationship with the minor for a period of twelve (12) out of the last fourteen (14) months immediately preceding the filing of this petition;

d. Pursuant to 10 O.S. §7505-4.2(H)(2) in that they have failed to take "sufficient legal action to establish and/or maintain a substantial and positive relationship with the minor prior to the receipt" of notice for these proceedings.

You are notified that you must file an Answer to the said Petition filed by the Petitioners on or before 15 days after date of first publication, or the allegations contained in the Petition will be taken as true and judgment will be entered against you and in favor of Petitioners as prayed for in their Petition.

You are further notified a hearing on the Application to determine whether your consent to the adoption is necessary is set for **9:00 o'clock a.m., on the 25th day of November, 2019**, in

the District Courtroom No. #315, in the County Courthouse of Oklahoma County, State of Oklahoma, before The Honorable Richard Kirby.

YOU ARE, THEREFORE, NOTIFIED THAT THE COURT WILL HEAR EVIDENCE IN SUPPORT OF AND IN OPPOSITION TO THE GRANTING OF THE APPLICATION AT THE TIME AND PLACE ABOVE SHOWN WHERE YOU WILL HAVE THE RIGHT TO BE PRESENT AND AN OPPORTUNITY TO BE HEARD AT SAID TIME AND PLACE INCLUDING THE RIGHT TO OBJECT TO THE ADOPTION OF YOUR CHILD. YOUR FAILURE TO APPEAR AT THIS HEARING SHALL CONSTITUTE A DENIAL OF YOUR INTEREST IN YOUR CHILD WHICH DENIAL MAY RESULT, WITHOUT FURTHER NOTICE OF THIS PROCEEDING OR ANY SUBSEQUENT PROCEEDINGS, IN YOUR CHILD'S ADOPTION WITHOUT YOUR CONSENT THEREBY ULTIMATELY TERMINATING YOUR RIGHTS TO YOUR CHILD IN ACCORDANCE WITH THE LAWS OF THE STATE OF OKLAHOMA.

Given under my hand and seal on 16th day of October, 2019.

RICK WARREN  
Court Clerk  
By: Deputy

Approved:  
Andrew R. Swartzberg OBA #30925  
The Swartzberg Law Group, P.L.L.C.  
1315 N. Shartel Ave.  
Oklahoma City, Oklahoma 73103  
Telephone (405) 492-4441  
Fax (405) 239-7015  
andrew@okclawgroup.com  
Attorney for Petitioners  
(10-17, 10-24, 10-31-19)

(DV11810933)  
**NOTICE BY PUBLICATION**  
No. FD-2019-2205

In the District Court within and for said County and State.

**MARIA R. MORALES DE MATEO, Plaintiff vs. JEREMY LEE LAMB, Defendant**

State of Oklahoma, Oklahoma County, ss.

The State of Oklahoma to the said Defendant, Greeting:

You, the said defendant, will take notice that you have been sued in the above named Court in the above named and numbered cause for a divorce on the grounds of incompatibility; Each party should be awarded and set aside all of his or her separate property; and for each party to pay debt in his or her name only and you must answer Plaintiff's petition filed herein on or before the **9th day of December, 2019**, or said petition will be taken as true and judgment for said Plaintiff will be rendered against you according to prayer of Plaintiff's petition.

RICK WARREN  
Court Clerk  
By: Deputy Clerk

Plaintiff's Attorney  
Joan L. Lopez, OBA #15694  
Lopez & Johnson, PLLC  
1103 NW 87th St, OKC, OK 73114  
T: 405.557.7887 F: 405.235.5587  
(10-31, 11-7, 11-14-19)

## Miscellaneous

(MS11806282)  
**REQUEST FOR PROPOSAL**  
The Oklahoma City Housing Authority will receive sealed Request for Proposals at 1700 Northeast Fourth Street, Oklahoma City, Oklahoma, 73117, for Uniform Physical Conditions Standards (UPCS) and/or National Standards for the Physical Inspection of Real Estate (NSPIRE) Annual Inspection Services for the Oklahoma City Housing Authority. Proposal and all particulars may be obtained from the Executive Assistant, Sherry Hearn, at 1700 Northeast Fourth Street, via email at shearn@ochanet.org, or by calling (405) 605-3219. Proposals will be received at 1700 Northeast Fourth Street until **1:30 p.m. Wednesday, November 20, 2019**. Equal Employment Opportunity. Equal Housing Opportunity.  
(10-24, 10-31-19)

(MS11810835)  
**SOLICITATION FOR BIDS (BID NOTICE)**

Sealed bids will be received by the Office of Management and Enterprise Services, Capital Assets Management, Construction and Properties Department, Will Rogers Building, 2401 Lincoln Blvd. Ste. 212, Oklahoma City, OK 73105, up to and including the time and date indicated below. The bids will be opened and read aloud after the time indicated. Digital copies of the plans and bid documents may be obtained from CAP website at: <https://omes.ok.gov/services/construction-and-properties>. Digital copies of the bid documents are on file at the Construction & Properties office and are available for public inspection.  
CAP Project Number: 20063  
Project Name: Repairs to Exterior Windows and Doors  
Project Location: OSBI Eastern Regional Laboratory, McAlester, OK  
Cost Estimate: \$50,000.00  
Using Agency: Oklahoma State Bureau of Investigation  
Bid Documents Available: **October 31, 2019**, Fee to Submit Online Bid: See Website Pre-Bid Conference: Mandatory, Refer to "Instructions to Bidders" in Project Manual. In case of adverse weather conditions, please call 405-521-2112 prior to Pre-bid Conference.

(MS11810844)  
**Invitation to bid**  
Community Action Agency is accepting bids for installation of ten (10) Central heat units in residential homes. Bid packages are available at 319 S.W. 25th, OKC Room LL030. Bids must be returned in a sealed envelope to the above address and room not later than **4:00pm November 13, 2019**. For more information contact R.A. Robertson at 405-232-0199 ext. 1400. EOE  
(10-31-19)

## Miscellaneous

(MS11810809)  
**NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,**

**THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)**

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, Initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107

Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

**Michael Rogers**  
**Oklahoma Secretary of State and Education**

(10-31-19)

## Miscellaneous

(MS11810978)  
**NOTICE OF INTENTION TO APPLY FOR AN ALCOHOLIC BEVERAGE LICENSE**

In accordance with Title 37, Section 522 and Title 37A, Section 2-141 Commonplace Market, LLC 1325 N Walker, Ste 234 OKC OK 73103 a/an Limited Liability Company hereby publishes notice of its intention to apply within sixty days from this date to the Oklahoma Alcoholic Beverage Laws Enforcement Commission for a Retail Wine & Retail Beer License under authority of and in compliance with the said Act: That it intend(s), if granted such license to operate as a Retail Wine & Retail Beer establishment with business premises located at 1325 N Walker, Ste 234 in OKC, Oklahoma County, Oklahoma, under the business name of The Market at Commonplace

Dated this 29th day of October, 2019.

Signature of applicant(s): if partnership, all partners must sign. If corporation, an officer of the corporation must sign. If limited liability company, a manager must sign. If tribe, a tribal member must sign.

Ben Nockels

County of Oklahoma, State of Oklahoma.

Before me, the undersigned notary public, personally appeared: Ben Nockels to me known to be the person(s) described in and who executed the foregoing application and acknowledged that he executed the same as his free act and deed.

Randy J. Malone  
Notary Public

(Seal) My commission expires March 6, 2020, #08005424  
(10-31, 10-31-19)

### REAL ESTATE FOR RENT

Scan to find even more rentals.

**Apartments OKC NW 431**

800 N. Meridian  
1 & 2 Bedroom 946-9506

**Apartments OKC SW 433**

4900 S. Walker Lg 1 to 3 bd Apts  
Rent/dep/elec free wtr 631-1115

**Hotels & Motels 462**

Century Hotel, 512 NW 9, OKC;  
Rooms/Effic; WiFi/Cable; wkly 232-5624; call 8am to 9 pm

**Homes Midwest City 468**

2bd 2ba 1car townhouse \$1150  
Accurate Prop 732-3939

**Homes Norman 473**

2bd 2ba 2car, fireplace, ch/a,  
\$895 Accurate Prop 732-3939

**Homes OKC SE 476**

4bd 1.7ba 2car, fp, ch/a, \$1050  
Accurate Prop 732-3939

### MERCHANDISE

Scan to find even more merchandise.

**Antiques Art Collectibles 501**

Huge oak wood & glass show-  
case, \$475, others avail, 651-8248

**Appliances 502**

Financing avail. 30day-5yr warr.  
\$150&up 1233 SE 44th 632-8954

**Auctions 503**

ANTIQUES GUNS COLLECTIBLES  
\*AUCTION\* Nov 2nd 10:00 am  
102618 S Washington St, Harrah  
www.AmericanAuctionService.com  
405.694.7015

**CHECK IT OUT!**

Washer, Dryer, Freezer, Stove,  
Fridge \$100ea can del 870-8777

**NOTICE**

AUTO AUCTION OPEN TO  
THE PUBLIC, FRIDAY 10AM  
400+ Vehicles  
Rt 66 Auto Auction 262-5471  
4399 E Hwy 66, El Reno  
route66autoauction.com

**Building Materials 507**

Cedar wood panels, 6 feet high,  
8 feet long, \$47.50 each,  
405-833-5439.

**Business Equip 508**

Used gondola metal shelving/  
commercial affordable - must  
sell 405-590-5883, 990-7971.

**Construction/Oilfield Equip 513**

Baldor power light plant, Kubota  
diesel, work ready, 125/110V,  
\$2250 or trade, 405-651-8248.

**Farm Equipment 516**

2016 JD 5045E 29hrs front  
loader, box blade like new kept  
inside \$23,500 obo 405-826-6241

**Furniture 521**

3 rattan tables, smoked glass,  
\$600; King sz non-adjust, hlywd  
bed frame \$100; 405-722-0566

**Health Care Equipment 545**

TRUE ES700 recumbent bike,  
\$1,500obo, 405-250-6578

**Machinery & Tools 550**

HEAT YOUR SHOP  
InfraRed Tube Heaters, \$400-  
\$2000, 41 years in business,  
Steve Harris, 405-823-2917.

**Miscellaneous 551**

Kirby Diamond Deluxe Edition  
vacuum \$1,000obo. 405-250-6578

**Sporting/Outdoors 559**

Browning compound bow with  
case, release, broadheads &  
quiver, \$300; Remington model  
39 pistol, 9mm, \$350; Remington  
Woodmaster semi automatic  
30-06, model 750, brand new,  
\$600; 405-740-0574

**BY OWNER**

DEER RIFLES, \$175-\$850,  
405-651-874R

**Sporting/Outdoors 559**

**HUNTING ACRAGES \$5 PER ACRE!!**  
240 Acres In Kiowa Cty  
320 Acres in Comanche Cty  
405-243-8568 OR 580-530-2942  
OK's largest selection of used  
Golf cars ♦ 800-276-0571

**Wanted To Buy 560**

Pointer & German Shorthair bird  
dogs, \$450-\$1200, 405-651-8248.

**ATTENTION!**  
Paying cash for: Diabetic Test  
Strips: FreeStyle, OneTouch, &  
Accucheck, also CPAP/BIPAP  
Machinery lim 405-707-2577

**Estate Sales 515**

**1808 Flamingo Ave OKC 73127 ESTATE SALE**  
Sat 11-2-19 8am-4pm  
Sun 11-3-19 11am-3pm  
**FULL HOUSE!!** - Furniture,  
refrigerators, small appliances,  
cookware, jewelry, books, lamps,  
pictures, clothing & tools!

**2709 SW 137th Fr 9-4, Sat 9-12**  
(follow signs from S. May & 136th)  
TVs, rockers, recliners, **TOOLS**,  
lawn equip, compressor,  
generator-like new, kitchen,  
linens, decor & more.

**3032 S Madole Blvd, OKC Lvg Estate: 1-2 Nov.**  
Fri 8-5pm Sat 8-3pm  
Furn, Piano, Household, Fall/  
Christmas, Appliances, etc.

**725 NW 94th, OKC • Nov 1 & 2,**  
8am-6pm. 2 bedroom sets,  
large dining table with hutch &  
numerous other items.

**MOVING SALE**  
Bedroom furn., Henredon wall  
unit, 2 fridges, table & 6 chairs  
& misc furn 405-317-6540

**ESTATE SALE**  
Nov. 1, 2 & 3 • 8am-6pm.  
9614 NE 3rd STREET, MWC 73130

**ESTATE SALE OPEN 8AM**  
EVERYTHING MUST GO!  
2625 SW 140th

**Iconic Americana - Best in the**  
MidWest MidCentury Estate Sale  
Fri, Nov 1, 2019 ♦ 9:00-4:00PM  
Sat, Nov 2, 2019 ♦ 9:00-4:00PM  
Sun, Nov 3, 2019 ♦ 12:00-4:00PM

**10524 Ricky Lane**  
Midwest City, OK 73130  
Jadite, Delphite, Pyrex, Hazel  
Atlas, Imperial Cape Code, Fostoria  
Navarre, Hallmark, Disney,  
Waterford, Wedgwood, Nikko  
Christmas, Clothique Possible  
Dream Santas, 15" Madame  
Alexander Dolls, Frankoma,  
VanBriggle, Quilts, Drexel,  
Craftsman furniture, OU  
women's signed basketballs,  
Little Golden Books, Oak Pedestal  
table and chairs, Jewelry, coins  
14kt Gold, Sterling, McGuffey's  
Readers, Washer and Dryer,  
Freezer and much more.  
<https://estatesales.org/estate-sales/ok/midwest-city/73130/iconic-americana-best-in-the-1734541>  
By Swan Estate Sales  
918-844-6541

**Garage Sales OKC Northwest 537**

One Day Moving Sale  
The Greens 13012 Burlingame  
Sat 9AM Furn. and more

**Garage Sales OKC Southwest 539**

**Moving Sale - 50yr Accumulation**  
Fri & Sat, Open 8am  
12512 S. Youngs Pl  
(2 blocks W of S DENN at 124th)

### ANIMALS

Scan to find even more animals.

**Cats 570**

F2 Savanna Kittens 14wks spay  
neuter 1st vacs \$1,800 397-1199

**Cattle & Livestock 571**

17 Black Cows, 4-8mos bred,  
\$10,500 ★ 979-567-4606

**Dogs 573**

AUSSIES, MINI, 6wks updt all  
shots & dewormings,  
Females \$600ea. 580-695-6004

**Bernedoodles (Bernese Mountain Dog/Poodle), \$1000-\$1200, 405-481-5558.**

**Boston Terriers, AKC, 3M, 2F, 8 weeks, \$150, 405-604-3838.**

**Boston Terriers, AKC, 8 weeks \$500, 405-628-0000**

**Boxer 4 Males, 2 fawn, 2 black \$350ea, 10wks, dc, td, wrm, 2nd shts. 405-740-7321**

**Boxer, AKC, Male, brindle & white, 5mos old, potty/house/ crate trained \$600. 405-476-2828**

**Boxer AKC puppies 10wks old fawn, brindle & reverse brindle tails & DC done. \$300ea serious inquires only 405-619-8009**

**Chihuahua Puppies, 8wks, small, \$250, ♥♥♥405-702-2233 ♥♥♥**

**Chiweenie puppy, 1M, s/w, \$200. 405-606-9748**

**Dachshund 3/4, Chihuahua 1/4, 2 red/brindle males, \$250. 405-314-3567**

**English Bulldog 8yrs old F. \$300 Ray 405-620-5912**

**English Bulldog puppies, AKC registered, 2M, 2F, \$1500-\$2000, pictures available, 580-238-1163 or 580-238-8723.**

**German Shepherd Puppies, AKC, s/w, M & F. \$350. Calls only 918-387-4216**

**XL PIT BULLS**  
PURBRED, parents on prem, \$200  
\$80-278-8060 nice available

**YORKIES, tiny, small, cute, \$550-\$950, 405-380-5859.**

**Yorkie, teacup, ACA male, 2 1/2 lbs. grown, \$2500, 405-627-0419.**

**Horses Equipment & Supplies 575**

**Dogs 573**

**French Bulldog Pups, AKC, 11 weeks vet checked, potty trained, microchipped, 2M \$1800 580-467-0682, Duncan, OK.**

**German Shepherds AKC adult F & puppies, big gorgeous police dog type. \$500-\$1000. 405-481-5558**

**Goldendoodle puppies available now. F1 & F1B. 2 yr health grtd. \$1800 each. 501-514-1026. www.platinumgoldendoodles.com**

**Havanese/AKC/Puppies, \$300-\$800. 405-694-1463**

**Jack Russells, home raised 3M, 1F, 8wks s/w \$250ea. 580-230-1876**

**Labradoodles F1 7wks blonde, apricot, red, w/blk noses very beautiful 5F 3M s/w/dc \$450 ea 405-229-4925**

**Labs AKC, 3 yellow M, 1 blk M, 2 blk F, 8wks, s/w \$300ea. 405-229-4925**

**Labs, AKC reg, chocolate, weaned, companion & hunt bloodlines, GREAT EYES, \$300, ready to train, POP, farm raised, 405-222-1510**

**Maltese, happy, pretty puppies, no shed, low odor, ask about teacup size, \$400-\$1000, 918-604-2868.**

**Pomeranian Puppies, \$600 health guarantee 405-481-5558**

**POMSKY'S, F2 puppies, 10 weeks old, appropriate shots/worming, \$500-\$600, 580-515-6680.**

**Poodles Reg. Tiny Toy, Toy, Teacup & Mini \$1000-\$1500 405-481-5558**

**POODLES, STANDARDS! AKC, puppies red m, born 9/14/19 \$800. F born May 5 2018. \$600 Mena AR 479-234-7210**

**Pugs AKC 1F 4M, 6wks, blk, s/w, vet chk \$600ea. 405-314-2738**

**Schnauzers, ACA, Mini, 2M, 4F, Ears Done. \$950, 405-627-0419.**

**Schnauzers, Mini, AKC S&P, 2M left \$500, s/w/dc/ chipped. Reg. incld 405-473-3275**

**Sheltie Pups, AKC, 3M, tri or sable/white, s/w \$600, 929-0282**

**Shih Tzu 2 females, 1 male. 500.00 580-374-4848**

**Shih Tzu, full blood, 4 months, 1F left, s/w, \$425, 429-2068.**

**Shih Tzu or Teddy Bear puppies, (Shih Tzu/Maltse) health guar, \$600-\$700 405-481-5558**

**Shih Tzu Pup, CKC, beautiful tiny little girl, \$450, 405-596-5642**

**SHIH TZU TOY AKC 2F 2M s/w \$200 dep \$600 at PU. Ready 11/22/2019 405-880-6360**

**Weimaraner, 7mos old neutered male, \$350, 405-306-0513**

# Home and Business SERVICES

In Print and Online. The Service Directory Package Saves you the Most Money Effective • Affordable • Call 475-3000

**SERVICE DIRECTORY**

Scan to find even more services.

**Cleaning Maid Services 915**

Organizing/Cleaning/Holiday/  
Staging/Redecorating • 213-8246

**Handywork 935**

A Carpenter & Handyman you can  
afford. 30yrs exp. 405-620-2623

**Appliance Repairs 906**

Appliance & W A/C service, 27  
yrs exper \$50 sur call 371-2060

**CHECK IT OUT!**

**ATTENTION!**  
Home Repair & Remodel. Roof-  
ing Siding Free Est 410-2495

**Tree Service 976**

**CHECK IT OUT!**  
★ GENE'S TREE SERVICE ★  
Insured-Free Est 682-2100

**CHECK IT OUT!**  
L&R Tree Service, Low Prices,  
Ins Free Est 426-3369

**ATTENTION!**  
Pro Tree Service- 1/2 off Seniors  
Free stump removal 314-1313

## LEGAL NOTICES

To place a Legal Notice call:  
**475-4022**  
www.oklahoman.com/legalnotices

**NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,**

THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 24 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107  
Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075  
Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

**Michael Rogers Oklahoma Secretary of State and Education**

Acting under the Provisions of the OK Storage Facility Lien Act STACK & STORE STORAGE hereby gives NOTICE OF DISPOSAL OF PERSONAL PROPERTY OF DEFAULTED TENANTS IN STORAGE UNITS located at 3700 SE 29th St, Midwest City, OK 73110 on Monday, Nov 18, 2019 at 12:00PM and consists of spaces: #319 Bobby Estep 2429 S Douglas Blvd MWC OK 73130; #133 Steve Horsford 2224 S Mid-west Blvd MWC OK 73110; #78 Raymond or Krystal McNulty 13501 SE 29th St Choctaw OK 73020; #129 Gary Reece 13501 SE 29th St Lot 74 Choctaw OK 73020 #303 Deborah Sanderson 2429 SE 29th Lot 153 OK OK 73130

Cellco Partnership and its controlled affiliates doing business as Verizon Wireless (Verizon Wireless) is proposing to build three new telecommunications tower facilities in Oklahoma City, OK. Project 6119004404, located at 2015 N Olive Ave. will consist of a 35-foot stealth pole. Project 6119004405, located at 118 NW 24th St, will consist of a 35-foot stealth pole. Project 6119004406, located at 1222 NW 30th St, will consist of a 46-foot wood pole. Public comments regarding potential effects from this site on historic properties may be submitted within 30 days from the date of this publication to: Project 6119004404, 6119004405, or 6119004406 - CTJ c/o EBI Consulting, 6876 Susquehanna Trail South, York, PA 17403, cory.johnson@ebiconsulting.com, or via telephone at (219)313-5458.

IN THE DISTRICT COURT OF THE CITIZEN POTAWATOMI NATION

NOTICE BY PUBLICATION TO WHOM IT MAY CONCERN:

Take notice that L.M. B, by and through next friend, Jolene Bedwell, has filed in the District Court of the Citizen Potawatomi Nation a Petition for Name Change of Minor Child in case number CIV-19-046 to have his/her name changed as follows:

L.M.B to that of L. M. A

and that the same will be heard by the Citizen Potawatomi Nation District Court, Shawnee, Oklahoma, on the 5th day of December, 2019, at 9:00 a.m., and that any person may file a written protest in this case prior to the date set for the hearing.

Dated this 15th day of October, 2019

(SEAL)

/s/ Andrea Gabel COURT CLERK

IN THE DISTRICT COURT OF THE CITIZEN POTAWATOMI NATION

COMBINED ORDER AND NOTICE OF HEARING PETITION FOR CHANGE OF NAME

TO WHOM IT MAY CONCERN:

Take notice that Jolene Marie Bedwell has filed in the District Court of the Citizen Potawatomi Nation, Shawnee, Oklahoma a Petition for Name Change of an Adult in case number CIV-19-247 to have his/her name changed as follows:

Jolene Marie Bedwell to that of Jolene Marie Armstrong

and that the same will be heard by the Citizen Potawatomi Nation District Court, Shawnee, Oklahoma, on the 5th day of December, 2019, at 9:00 a.m., and

**OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY**

**PUBLIC NOTICE**

**BROWNFIELDS PROPOSAL FILED FOR ANO ACTION NECESSARY DETERMINATION**

Proposed Filed: Brownfields Proposal for No Action Necessary Participant: Second Sunshine, LLC

Property/Facility Information: Name: Second Sunshine Street Address: 1137 NW 2nd Street, Oklahoma City, OK 73106

Latitude & Longitude: 35.470059° North, 97.531620° West

Legal Description: All of Lots Thirteen (13) through Thirty (30), all being in Block Eight (8) of the PARKER AND COLCORD'S ADDITION to Oklahoma City, Oklahoma County, Oklahoma, as shown by the recorded plat thereof.

Proposed future use of the property: Commercial/Industrial

Proposed Remedial option: No Action Necessary with Institutional Controls

Location where the proposal and any amendments can be reviewed during normal business hours:

1. Locally at: Oklahoma City Planning Department 120 W. Main, 9th Floor Oklahoma City, OK 73102

2. DEQ's Central Records office: DEQ's Central Records Office 707 N. Robinson, Oklahoma City, Oklahoma, 73102

Review and Comment Period: October 15, 2019 - November 3, 2019

A brownfield is an abandoned, dled, or underused industrial or commercial facility or other real property at which the expansion or redevelopment of the real property is complicated by environmental contamination caused by pollution.

The purpose of this notice is to inform the public that the participant has performed site characterization, risk evaluation, and has filed a Brownfields Proposal for a No Action Necessary Determination with the DEQ. The DEQ reviewed the brownfields proposal for compliance with the Brownfields Voluntary Redevelopment Act (27A O.S. Section 2-15-101 et seq.) and the rules of the DEQ OAC 252-221.

The Site is a former cement testing laboratory located in an area of light industrial development in the City of Oklahoma City. Contamination found at the site consists of low levels of chlorinated solvents in groundwater. Deed restrictions are proposed to restrict groundwater use, limit the Site to commercial/industrial use, and require a vapor barrier or mitigation system installed underneath new construction in the northeast section of the property.

The public may review and submit comments regarding the brownfields proposal and any amendments to the DEQ project manager listed below and may request a public meeting during the above specified public comment period. Written comments should be submitted to Samuel Hooker at the address below.

For more information contact: For DEQ: Samuel Hooker DEQ Land Protection Division 707 N. Robinson, P. O. Box 1677 Oklahoma City, OK 73101-1677 (405) 702-5117 fax: (405) 702-5101 sam.hooker@deq.ok.gov

REQUEST FOR PROPOSAL

The Oklahoma City Housing Authority will receive sealed Request for Proposals at 1700 Northeast Fourth Street Oklahoma City, Oklahoma, 73117, for Uniform Physical Conditions Standards (UPCS) and/or National Standards for the Physical Inspection of Real Estate (NSPIRE) Annual Inspection Services for the Oklahoma City Housing Authority. Proposal and all particulars may be obtained from the Executive Assistant, Sherry Street, at 1700 Northeast Fourth Street, via email at shea.10@ohc.net.org, or by calling (405)605-3219. Proposals will be received at 1700 Northeast Fourth Street until 1:30 p.m. Wednesday, November 20, 2019. Equal Employment Opportunity.

Notice of Application to Install an Interactive Teller Machine

Notice is hereby given that BancFirst, 101 N. Broadway, Oklahoma City, Oklahoma 73102 has applied to the Federal Deposit Insurance Corporation to install Interactive Teller Machines at three locations. These ITMs will be installed at 925 E. 1st St, Chandler, Oklahoma 74834

**Legal Notices**

the costs of foreclosing your interest in the property and ordering said property sold with or without appraisement as Plaintiff may elect, all of which you will take due notice.

WITNESS my hand and official seal this 25th day of October, 2019.  
(SEAL)

Don Newberry, Court Clerk

By: /s/ J. Olmstead  
DEPUTY COURT CLERK

Don Timberlake - # 9021  
Alex M. Sharp - # 31876  
Chynna Scruggs - # 32663  
Kim S. Jenkins - # 32809  
William H. Sullivan - # 8761  
BAER & TIMBERLAKE, P.C.  
P.O. Box 18486  
Oklahoma City, OK 73154-0486  
Telephone: (405) 842-7722  
Facsimile: (405) 848-9349

don@baer-timberlake.com

603699

Published in the Tulsa World, Tulsa County, Oklahoma, October 24 & 31, 2019

**REQUEST FOR BIDS:**

**Morris Public Schools – Elementary School Addition**

**BID PACKAGE #2**

Thompson Construction Inc, hereinafter called the Construction Manager, will receive bids in care of Morris Public Schools ISD; 56-1003 hand delivered the High School Cafeteria of Morris Public Schools located at 307 South 6th Street, Morris, OK 74445 until 2:00 PM CST, Wednesday, November 20th 2019, for Bid Package #2: Morris Elementary Addition which includes the following trade contracts: Playground Equipment.

The bid shall be enclosed in a sealed envelope plainly marked and addressed as follows:  
The name and address of the bidder shall appear in the upper left-hand corner of the envelope.  
The lower left hand corner of the envelope shall be marked: BID FOR: BID PACKAGE #2.  
The envelope shall be addressed in the lower right hand corner to:

Thompson Construction Inc.  
Attention: Christina Lawrence  
Morris Public Schools  
307 South 6th Street  
Morris, OK 74114

All bids will be publicly opened, recorded, and studied for recommendations to the Owner. Bids received after the time or more than ninety-six hours, excluding Saturdays, Sundays and Holidays, before the official stated time set for the opening of bids, will not be opened. No bids may be submitted, changed, or withdrawn after the time of the opening.

Thompson Construction and the Owner reserves the right to reject any or all bids or to waive any formalities or irregularities in any bid, and to accept the bid or bids which seem most advantageous to the Owner.

Jobsite visits can be arranged through Christina Lawrence 918-496-1000.

Plans may be viewed at the following locations in Tulsa: Southwest Construction News, Dodge Plan Room, Bid News Construction Reports or may be obtained from Thompson Construction Company. Plans are also available for viewing at Morris Public Schools, Administrative Offices, in Morris, Oklahoma.

Plans and specifications are available through a direct download link via email through request to christina@ctciok.com.

A cashier's check, certified check, or surety bond in an amount of (5%) of the base bid and all alternates shall be accompanying the sealed proposal of each bidder. Deposits will be returned to unsuccessful bidders. Refer to Bid Book documents for Bid Security instructions.

All bidders for this project are required to meet all qualification requirements as established in these bid documents. Furthermore, each Bidder may not withdraw his bid within 60 days after the actual date of the opening of bids.

All questions shall be furnished in writing via email to christina@ctciok.com or at 918-496-1000.

603819

Published in the Tulsa World, Tulsa County, Oklahoma, October 24 & 31; November 7, 2019

**IN THE DISTRICT COURT WITHIN AND FOR TULSA COUNTY STATE OF OKLAHOMA**

BOKF, N.A.

Plaintiff,

vs.

WILLIE M. MITCHELL, SR., et al.

Defendant.

No. CJ-2019-3263

**NOTICE BY PUBLICATION**

THE STATE OF OKLAHOMA TO: THE UNKNOWN SUCCESSORS, IF ANY OF WILLIE M. MITCHELL, SR., DECEASED, ROSE WARD, WHETHER LIVING OR DEAD, AND IF DEAD, HIS/HER UNKNOWN SUCCESSORS, IF ANY, SPOUSE OF ROSE WARD, IF MARRIED, WHETHER LIVING OR DEAD, AND IF DEAD, HIS/HER UNKNOWN SUCCESSORS, IF ANY

TAKE NOTICE that you have been sued by BOKF, N.A., and that you must answer the Petition and First Amended and Supplemental Petition of said Plaintiff on file in said cause on or before December 4, 2019, or the allegations of said Petition and First Amended and Supplemental Petition will be taken as true and judgment rendered against you, awarding the Plaintiff a first mortgage lien upon the following described real estate situate in Tulsa County, Oklahoma, to-wit:

LOT SIX (6), BLOCK ONE (1), YALE CREST ADDITION TO TULSA, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT NO. 1433;

for the sum of \$38,029.58, with interest, and the further sum of \$a reasonable amount, for abstracting expense, with interest thereon until paid; examination expenses of \$a reasonable amount with interest per annum thereon, until paid; and the further sum of \$a reasonable, attorney's fee, and the costs of said suit and foreclosing said mortgage lien and your interest in the subject property and ordering said property sold with or without appraisement as plaintiff shall elect at the time judgment is rendered, all of which you will take due notice.

WITNESS my hand and official seal this 15th day of October, 2019.

(SEAL)

DON NEWBERRY, Court Clerk

By: /s/ Audrey Eads  
Deputy Court Clerk

KELLY M. PARKER #22673  
LAMUN MOCK CUNNINGHAM & DAVIS, P.C.  
Attorneys for Plaintiff  
5613 N.W. Grand Boulevard  
Oklahoma City, Oklahoma 73118-1295  
(405) 840-9900

605469

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

**NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,**

THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, Initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107

Jane Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

Michael Rogers  
Oklahoma Secretary of State and Education

605535

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

**Notice of Availability of Environmental Assessment and Finding**

**Published in the Tulsa World on October 31, 2019**

The Collinsville Municipal Authority is planning the expansion of their Water Treatment Plant. The Collinsville Municipal Authority is finding the project through a loan from the Drinking Water State Revolving Fund of the Oklahoma Department of Environmental Quality (DEQ). The Environmental Assessment and Finding of No Significant Impact are available for review by the Public at Collinsville City Hall. Person(s) wishing to offer comments may do so by submitting comments in writing to DEQ within 30 days of this publication date, at the following address:

Department of Environmental Quality  
Water Quality Division  
Attn: Kristi Roy  
P.O. Box 1677  
Oklahoma City, OK 73101-1677  
Kristi.Roy@DEQ.OK.GOV

WITNESS my hand and official seal this 31st day of October, 2019.

/s/Curtis Green  
City Clerk

605576

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

605514  
Published in the Tulsa World, Tulsa County, Oklahoma, October 31 & November 7, 2019

**ADVERTISEMENT FOR BIDS**

BIDS: OSUA&M-PRO-000739-2020

The Office of Central Procurement for Oklahoma State University and the A&M Systems, on behalf of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, hereinafter, called the Owner, will receive bids on:

Provide all labor, materials, equipment and services for the repair of the roof and glazing improvements as described in the Specifications, per the General Conditions and Solicitation for Bids on the campus of Oklahoma State University - Tulsa, Tulsa OK.

in the electronic solicitation system at the office of the Chief Procurement Officer, 1224 N Boomer Rd, Oklahoma State University, Stillwater, Oklahoma, 74078, until November 22, 2019 at 3:00:00 PM CT and then publicly opened and read aloud. Bids received after this time or more than ninety-six (96) hours excluding Saturday, Sunday and holidays before the time set for the opening of bids will not be accepted. Bids must be submitted electronically prior to the time period set forth. All interested parties are invited to attend.

The contract documents are on file at the above named office and are open for public inspection. Copies may be obtained by visiting The OSU and A&M Systems electronic bid system website at bids.okstate.edu by logging into your profile. If you do not have a profile please create one by following the online instructions. The online solicitation will be available the next business day following this advertisement.

The Owner reserves the right to reject any or all bids or to waive any minor informalities or irregularities in the bidding.

Each bidder must deposit, with his bid, security in the amount and form set out in the contract documents. Security shall be subject to the conditions provided in the Instructions to Bidders. Attention of bidders is particularly directed to the statutory requirements, Certificate of Compliance with Executive Order 11246 (as amended), and certificate concerning noncollusion, and business relationship provisions. No bidder may withdraw his bid within one hundred eighty (180) days after the date of opening thereof.

THE BOARD OF REGENTS FOR THE OKLAHOMA AGRICULTURAL AND MECHANICAL COLLEGES

By: Tucker Link  
Chair

1st Publication: 10/31/2019  
2nd Publication: 11/7/2019

603776

Published in the Tulsa World, Tulsa County, Oklahoma, October 24 & 31, 2019

**NOTICE OF SHERIFF'S SALE**

CASE NO. CJ-2019-2433

TO THE GENERAL PUBLIC AND TO PERSONS OR OTHER ENTITIES AND THEIR UNKNOWN SUCCESSORS HAVING AN INTEREST IN THE HEREIN DESCRIBED PROPERTY WHICH SPECIFICALLY INCLUDES, WITHOUT LIMITATION, THE FOLLOWING:

DAVID H. BROWN and GERMAINE M. BROWN, husband and wife and all OCCUPANTS

THE ABOVE SPECIFIED AND ALL OTHER PERSONS OR ENTITIES AND THEIR UNKNOWN SUCCESSORS HAVING AN INTEREST IN THE HEREIN DESCRIBED PROPERTY WHOSE ACTUAL ADDRESS IS UNKNOWN ARE HEREBY NOTIFIED OF THE FOLLOWING SHERIFF'S SALE.

Notice is hereby given that on the 26th day of November, 2019, at 10:00 o'clock a.m., at the Tulsa County Courthouse, Tulsa, OK, in Tulsa County, Oklahoma, the Sheriff of said Tulsa County will offer for sale and sell for cash at public auction, to the highest and best bidder, with appraisement, all that certain real estate which has been duly appraised at \$81,000.00, to-wit:

The South One Hundred (100) feet of Lot Seventeen (17), SOUTHLAWN ADDITION to the City of Tulsa, Tulsa County, State of Oklahoma, according to the Recorded Plat thereof.

subject to taxes, tax sales, expenses for preservation of the involved real estate, if any.

Said sale will be made pursuant to a Special Execution and Order of Sale duly issued upon a judgment entered in the District Court of Tulsa County, Oklahoma, in the above numbered cause wherein Tinker Federal Credit Union, is the Plaintiff and those persons or entities set forth above are Defendants.

VIC REGALADO  
SHERIFF OF TULSA COUNTY

By /s/ James Estes

WILLIAMS, BOREN & ASSOCIATES, P.C.  
ATTORNEYS  
401 N. HUDSON AVE., STE. 200  
OKLAHOMA CITY, OK 73102  
(405) 232-5220  
(405) 232-1963 (FAX)

605519

Published in the Tulsa World, Tulsa County, Oklahoma, October 31 & November 7, 2019

**IN THE DISTRICT COURT IN AND FOR TULSA COUNTY STATE OF OKLAHOMA**

**ROLAND LEE BENBOW and BETTY JANE BENBOW**

Plaintiff,

VS.

Thomas O. Hunt and Crystal D. Hunt

Defendant

CASE NO. CJ-2018-05149

**NOTICE OF SHERIFF'S SALE**

Notice is given that on the 3rd day of December 2019 at 10:00 o'clock a.m. at the Tulsa County Courthouse, the Sheriff of Tulsa County will offer for sale, and sell for cash at public Auction, to the highest and best bidder;

A TRACT OF LAND BEING PART OF THE N/2 OF THE S/2 OF THE NW/4 OF SEC. 10, TOWNSHIP 16 NORTH, RANGE 13 E. OF THE L.B. AND M., Tulsa County, State of Oklahoma, CONTAINING THREE (3) ACRES M/L AND FURTHER DESCRIBED AS FOLLOWS BEG 825.90 S NWC NW TH 791 S 145.17W 791 N TO POB SEC 16 14 13, TULSA COUNTY STATE OF OKLAHOMA according to US GOVERNMENT SURVEY THEREOF.

The property has been appraised for \$60,000.00 and will be sold for a sum that is not less than two-thirds thereof. Sale is to be made pursuant to a Special Execution and Order of Sale issued in Case No. CJ 2018-05149 in the District Court of Tulsa County, Oklahoma, against the following defendants Thomas O. Hunt and Crystal D. Hunt.

Richard D. Beeby, OBA#654  
Attorney for Plaintiff  
2206 S. 83rd E. Ave.  
Tulsa, OK 74129-6845  
(918) 663-9250

603628

Published in the Tulsa World, Tulsa County, Oklahoma, October 24 & 31, 2019

**NOTICE OF SALE OF BONDS**

In accordance with Title 62, Oklahoma Statutes 2011, Sections 353 and 354, as amended, notice is hereby given that the City Council of Broken Arrow, Oklahoma, will receive sealed bids, facsimile bids, electronic (Parity@) bids or similar secure electronic bids on the 5th day of November, 2019, at 1:00 o'clock, P.M., Central Time, in the City Council Chambers at the City Hall, 220 South First Street, Broken Arrow, Oklahoma, for the sale of \$23,250,000 General Obligation Bonds, Series 2019A of said City, which Bonds will mature \$1,220,000 in two years from their date and \$1,220,000 annually each year thereafter until paid, except that the last installment shall be \$1,290,000. The bids will be considered and acted upon by the City Council at 6:30 P.M., on said date and location shown above.

The Bonds maturing in the years 2021 to 2029, inclusive, shall not be subject to redemption prior to maturity. Bonds maturing in the years 2030 and thereafter shall be subject to redemption at the option of the City in whole or in part, on any date, but upon thirty (30) days' notice, on or after December 1, 2029, at a price of par plus accrued interest on the principal amount called for redemption to the date fixed for redemption.

Said Bonds shall be sold to the bidder bidding the lowest true interest cost the Bonds shall bear, and agreeing to pay not less than par and accrued interest for the Bonds. The lowest true interest cost will be determined by doubling the semi-annual interest rate necessary to discount the debt service on the Bonds to the price bid for the Bonds. The date from which the annual true interest rate will be calculated is December 1, 2019. Each bidder shall submit with its bid a sum in cash, cashier's or certified check, electronic (wire) transfer or surety bond equal to two percent of the par amount of the Bonds. The City reserves the right to reject all bids.

WITNESS my official hand and the seal of said City this 1st day of October, 2019.

(SEAL)

/s/Curtis Green  
City Clerk

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

IN THE DISTRICT COURT OF TULSA COUNTY STATE OF OKLAHOMA

IN THE MATTER OF THE ESTATE OF

WOODROW WILSON HUTTO, Deceased.

Case No. PB-2018-675

**NOTICE OF HEARING PETITION FOR ORDER ALLOWING DETERMINATION OF HEIRS-AT-LAW AND LEGATEES, DISTRIBUTION OF ESTATE AND DISCHARGE OF PERSONAL REPRESENTATIVE.**

NOTICE is hereby given that Richard Gordon Hutto, Personal Representative of the Estate of Woodrow Wilson Hutto,

Deceased, having filed in this Court his Petition for Order Allowing Determination of Heirs, Devisees and Legatees, Distribution of Estate and Discharge of Personal Representative, the hearing of same has been set by the Court for Wednesday, November 13, 2019, at 9:30 A.M., at the courtroom of said District Court in the courthouse at Tulsa, Oklahoma, and all persons interested in said estate are notified then and there to appear and show cause, if any they have, why said Petition should not be settled and allowed, the heirs of Woodrow Wilson Hutto, Deceased, determined, said estate distributed, and the Personal Representative discharged.

Dated this 28th day of October, 2019.

KURT GLASSCO  
JUDGE OF THE DISTRICT COURT

Bailee Hillhouse  
Deputy Court Clerk

Prepared by:  
Andrew S. Hartman, OBA #5948  
Hayley Hartman Sharp, OBA #32629  
HARTMAN & MOORE  
P.O. Box 700600  
Tulsa, Oklahoma 74170-0600  
Telephone: (918) 712-3246  
Facsimile: (918) 712-5042

ATTORNEYS FOR PETITIONER

603768

Published in the Tulsa World, Tulsa County, Oklahoma, October 24 & 31, 2019

**IN THE DISTRICT COURT OF TULSA COUNTY STATE OF OKLAHOMA**

LSF9 Master Participation Trust,

Plaintiff,

vs.

Brenda Hudson, Individually and as Administratrix of the Estate of Larry K. Hudson, Larry K. Hudson [Deceased], et al.,

Defendants.

Case No. CJ-2019-2979

**NOTICE OF SHERIFF'S SALE**

Defendant(s): Brenda Hudson, Individually and as Administratrix of the Estate of Larry K. Hudson,

Notice is given that on November 26, 2019, at 10:00 o'clock a.m. at the Tulsa County Courthouse, the Sheriff of said County will offer for sale and sell, for cash, at public auction, to the highest and best bidder, all that certain real estate in Tulsa County, Oklahoma, to-wit:

**LOT EIGHT (8), BLOCK ONE (1), HICKORY MANOR ADDITION TO THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF.**

subject to unpaid taxes, assessments, advancements by Plaintiff for taxes, insurance premiums, expenses necessary for the preservation of the subject property, if any, and prior security interests in fixtures, if any, said property having been appraised at \$177,000.00. Sale will be made pursuant to order of sale issued in accordance with judgment entered in the District Court of Tulsa County, Oklahoma.

Pursuant to judgment, Plaintiff reserves the right to recall the Special Execution and Order of Sale and to cancel this scheduled sale orally or in writing at any time prior to sale without notice or leave of Court. In the absence of Plaintiff's representative at the sale, the subject property will not be sold on the date set forth above.

Vic Regalado  
Sheriff of Tulsa County  
State of Oklahoma

By: /s/ James Estes  
Deputy

Carolyn K. Hebert, #15944  
Wesley T. Kozyn, #31325  
Aaron N. Morrison, #31159  
Kozyn & McCubbin, L.C.  
Attorneys for Plaintiff  
609 South Kelly Avenue, Suite A-2  
Edmond, Oklahoma 73003  
Phone: (405) 285-8100  
Fax: (405) 285-895

605366

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

**THE CITY OF BROKEN ARROW, OK. ADDENDUM 1**

**REGARDING: 20-122- Truck Mounted High-Pressure Sewer Cleaner**

Bidders are informed that the above subject bid(s) is hereby explained, modified, corrected or supplemented as specified, described and set forth in this Addendum:

- Questions:**
1. What is the displacement of the diesel engine required?
  2. What is the horse power and torque of the diesel engine required?
  3. What is the GVWR of the chassis required?
  4. What are the front and rear axle and suspension ratings required?
  5. What transmission is required?
  6. Should the front axle positioning be set forward or set back?
  7. What size tires are required?
  8. What type and size of wheels are required? Steel or Aluminum?
  9. What are the frame requirements?

**Answers:**  
Sewer cleaning is the primary function of this machine. The chassis requirements are driven by the sewer cleaning machine.

The chassis displacement, horse power, torque GVWR, transmission, etc., all must support the intended use of the sewer cleaning machine that will be mounted on it.

All chassis bid must meet the basic requirements in the specifications and meet or exceed the requirements of the sewer cleaning machine it will power and carry.

The City evaluates all bids in response to this solicitation and will award a contract to the bidder whose bid is determined to be the lowest responsive, responsible bid for the entire machine (Sewer cleaner and chassis)

Any questions regarding this bid should be addressed to:  
**Patrick Harrison  
Purchasing Manager  
(918) 259-8361  
pharrison@brokenarrowok.gov**

605503

Published in the Tulsa World, Tulsa County, Oklahoma, October 31, 2019

**IN THE DISTRICT COURT OF TULSA COUNTY STATE OF OKLAHOMA**

IN THE MATTER OF THE ESTATE OF  
CAROL ANN CLARK, Deceased

Case No. PB-2019-936  
Judge Kurt Glassco

**NOTICE OF HEARING PETITION FOR PROBATE OF ESTATE, APPOINTMENT OF PERSONAL REPRESENTATIVE, AND DETERMINATION OF HEIRS-AT-LAW**

NOTICE IS HEREBY GIVEN to all persons interested in the Estate of Carol Ann Clark, Deceased, that a Petition praying for the probate of said Estate, appointment of Personal Representative, determination of heirs-at-law, and for the distribution of the Estate, has been filed.

NOTICE IS ALSO GIVEN that the 18th day of November, 2019 at the hour of 10:30 o'clock a.m., has been appointed as the time for hearing said Petition before the Judge of the District Court in District Courtroom 701 at the Tulsa County Courthouse in Tulsa, Oklahoma, when and where all persons interested in said Estate of Carol Ann Clark, Deceased, may appear and contest the same.

Dated this 25th day of October, 2019.

KURT GLASSCO  
JUDGE OF THE DISTRICT COURT

CARMEN ROSSITER  
DEPUTY COURT CLERK

GEORGE N. OTEY, OBA #14289  
4815 S. Harvard Ave., Ste. 260  
Tulsa, Oklahoma 74135  
918/749-5777  
Attorney for Petitioner



# Oklahoma Press Service

3601 North Lincoln Blvd.  
 Oklahoma City, OK 73105-  
 Voice (405) 499-0020 Fax (405) 499-0048

Tuesday, November 5, 2019 11:50 AM

## Invoice

**Agency** Amy Canton  
 SECRETARY OF STATE  
  
 Oklahoma State Capitol Building, Rm 122  
 2300 N LINCOLN BLVD  
 OKLAHOMA CITY, OK 73105

**Invoice Date** 11/5/2019  
**PO Number** Initiative Petition 420 SQ 804  
**Order** 19-10-93  
**Dynamics Acct.** 2-3225

**Client** SECRETARY OF STATE  
**Reps** Cindy Shea

**Newspaper**

Caption	Run Date	Line/Word	Line Rate	Word Rate	Disc.	Total
OK-JOURNAL RECORD						
Initiative Petition 420 SQ 804	10/31/2019	26 x 186	\$0.70 L2 Legal 1st Lines	\$0.15	0.0000%	\$46.10
OK-THE OKLAHOMAN						
Initiative Petition 420 SQ 804	10/31/2019	26 x 186	\$0.70 L2 Legal 1st Lines	\$0.15	0.0000%	\$46.10
OK-TULSA WORLD - Legal						
Initiative Petition 420 SQ 804	10/31/2019	26 x 186	\$0.70 L2 Legal 1st Lines	\$0.15	0.0000%	\$46.10

<b>Total Advertising</b>	\$138.30
<b>Discounts</b>	\$0.00
<b>fee</b>	\$45.00
<b>Tax: USA</b>	\$0.00
<b>Total Invoice</b>	\$183.30
<b>Payments</b>	\$0.00
<b>Adjustments</b>	\$0.00
<b>Balance Due</b>	\$183.30

# Oklahoma Press Service

3601 North Lincoln Blvd.  
Oklahoma City, OK 73105-  
Voice (405) 499-0020 Fax (405) 499-0048

Wednesday, November 6, 2019 10:23 AM

Page 1

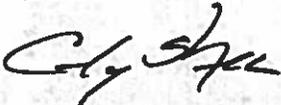
## Proof of Publication Order Number 19-10-93

I, Cindy Shea, of lawful age, being duly sworn upon oath, deposes and says: That I am the Authorized Agent of OK-JOURNAL RECORD, a Daily newspaper printed and published in the city of OKLAHOMA CITY, county of Oklahoma, and state of Oklahoma, and that the advertisement referred to, a true and printed copy of which is here unto attached, was published in said OK-JOURNAL RECORD in consecutive issues on the following dates-to-wit:

Insertion: 10/31/2019

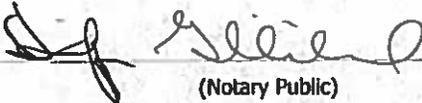
That said newspaper has been published continuously and uninterruptedly in said county during a period of one-hundred and four consecutive weeks prior to the publication of the attached notice or advertisement; that it has been admitted to the United States mail as second-class mail matter; that it has a general paid circulation, and publishes news of general interest, and otherwise conforms with all of the statutes of the Oklahoma governing legal publications.

PUBLICATION FEE \$46.10



(Editor, Publisher or Authorized Agent)

SUBSCRIBED and sworn to me this  
6 day of November 2019.



(Notary Public)



### NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,

THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okl. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, Initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107

Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

Michael Rogers  
Oklahoma Secretary of State and Education

# Oklahoma Press Service

3601 North Lincoln Blvd.  
Oklahoma City, OK 73105-  
Voice (405) 499-0020 Fax (405) 499-0048

Wednesday, November 6, 2019 10:23 AM

Page 1

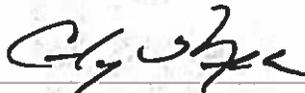
## Proof of Publication Order Number 19-10-93

I, Cindy Shea, of lawful age, being duly sworn upon oath, deposes and says: That I am the Authorized Agent of OK-THE OKLAHOMAN, a Daily newspaper printed and published in the city of OKLAHOMA CITY, county of Oklahoma, and state of Oklahoma, and that the advertisement referred to, a true and printed copy of which is here unto attached, was published in said OK-THE OKLAHOMAN in consecutive issues on the following dates-to-wit:

Insertion: 10/31/2019

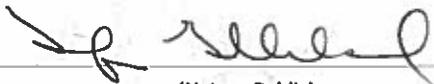
That said newspaper has been published continuously and uninterruptedly in said county during a period of one-hundred and four consecutive weeks prior to the publication of the attached notice or advertisement; that it has been admitted to the United States mail as second-class mail matter; that it has a general paid circulation, and publishes news of general interest, and otherwise conforms with all of the statutes of the Oklahoma governing legal publications.

PUBLICATION FEE \$46.10



(Editor, Publisher or Authorized Agent)

SUBSCRIBED and sworn to me this  
6 day of November 2019.



(Notary Public)



### NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,

THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, Initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107

Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

Michael Rogers  
Oklahoma Secretary of State and Education

# Oklahoma Press Service

3601 North Lincoln Blvd.

Oklahoma City, OK 73105-

Voice (405) 499-0020 Fax (405) 499-0048

Wednesday, November 6, 2019 10:23 AM

Page 1

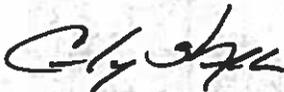
## Proof of Publication Order Number 19-10-93

I, Cindy Shea, of lawful age, being duly sworn upon oath, deposes and says: That I am the Authorized Agent of OK-TULSA WORLD - Legal, a Daily newspaper printed and published in the city of TULSA, county of Tulsa, and state of Oklahoma, and that the advertisement referred to, a true and printed copy of which is here unto attached, was published in said OK-TULSA WORLD - Legal in consecutive issues on the following dates-to-wit:

Insertion: 10/31/2019

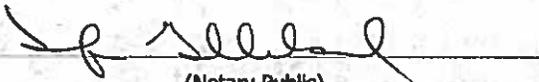
That said newspaper has been published continuously and uninterruptedly in said county during a period of one-hundred and four consecutive weeks prior to the publication of the attached notice or advertisement; that it has been admitted to the United States mail as second-class mail matter; that it has a general paid circulation, and publishes news of general interest, and otherwise conforms with all of the statutes of the Oklahoma governing legal publications.

PUBLICATION FEE \$46.10



(Editor, Publisher or Authorized Agent)

SUBSCRIBED and sworn to me this  
6 day of November 2019.



### NOTICE OF THE FILING OF STATE QUESTION 804, INITIATIVE PETITION 420,

THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 28, 2019, State Question 804, Initiative Petition 420 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 804, Initiative Petition 420 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 804, Initiative Petition 420:

Andrew Moore  
2524 NW 26th St  
Oklahoma City, OK 73107

Janet Ann Largent  
5401 N. Range Rd  
Stillwater, OK 74075

Lynda Johnson  
12018 S. Pittsburg Ave.  
Tulsa, OK 74137

Michael Rogers  
Oklahoma Secretary of State and Education

**FILED**  
**SUPREME COURT**  
**STATE OF OKLAHOMA**

NOV 15 2019

**JOHN D. HADDEN**  
**CLERK**

**#118405**

**IN THE SUPREME COURT OF THE STATE OF OKLAHOMA**

(1) ROGER GADDIS, AND  
(2) ELDON MERKLIN,  
  
                                  PROTESTANTS/PETITIONERS,  
  
v.  
  
(1) ANDREW MOORE,  
(2) JANET ANN LARGENT, AND  
(3) LYNDA JOHNSON,  
  
                                  RESPONDENTS/PROponents.

Case No. \_\_\_\_\_

---

**APPLICATION AND PETITION TO  
ASSUME ORIGINAL JURISDICTION AND REVIEW THE  
CONSTITUTIONALITY OF INITIATIVE PETITION NO. 420**

---

ROBERT G. McCAMPBELL, OBA No. 10390  
TRAVIS V. JETT, OBA No. 30601  
GABLEGOTWALS  
ONE LEADERSHIP SQUARE, 15TH FLOOR  
211 NORTH ROBINSON AVENUE  
OKLAHOMA CITY, OK 73102  
TELEPHONE: (405) 235-5500

*ATTORNEYS FOR PROTESTANTS/PETITIONERS*

**NOVEMBER 15, 2019**

**RECEIVED**  
NOV 15 2019  
OKLAHOMA SECRETARY  
OF STATE

## I. INTRODUCTION

Initiative Petition 420, State Question 804 (“IP 420”), should be stricken by this Court as unconstitutional.

IP 420 would make several significant changes in the procedure and substance of apportionment decisions for legislative districts for the Oklahoma House of Representatives, Oklahoma Senate, and U.S. House of Representatives. In particular, under IP 420, the apportionment decisions would not be made by the voters’ elected representatives in the Legislature, but would be made by a body of people who are not elected and would be selected through a process which would leave them unaccountable to the voters.

As will be shown below and in the brief in support, IP 420 suffers from two fatal constitutional defects.

1. IP 420 is unconstitutional under Art. XXIV, § 1, Okla. Const., because it contains more than one subject. For instance, the Supreme Court of Colorado ruled that a petition which would change redistricting for both state and federal offices violates the single subject rule. *In Matter of Ballot Title*, 2016 CO 55, ¶ 33, 374 P.3d 460, 468. Also, as held by the Supreme Court of Florida, a petition which would change both who does the redistricting and how redistricting is accomplished violates the single subject rule. *Advisory Opinion re Independent Commission*, 926 So.2d 1218, 1221 (Fla. 2006). IP 420 suffers from nearly identical defects as those in Colorado and Florida among others.

2. IP 420 is further unconstitutional under the First Amendment of the U.S. Constitution. Under IP 420, Oklahomans would be prohibited from serving on the redistricting Commission if they or a family member had exercised their constitutional right to (1) hold a partisan office, (2) run for office, (3) switch political parties, (4) serve as a lobbyist, (5) work for a political party or (6) work for the Legislature. Oklahomans would also be prohibited if

they had switched their party affiliation in the previous four years. The First Amendment protects the right to free speech and to political association. *Elrod v. Burns*, 427 U.S. 347, 357 (1976). The state cannot make participation in the IP 420 conditional based on a person's foregoing the right to free speech or political association. *Rutan v. Republican Party*, 497 U.S. 62, 86 (1990). In this case the infringement is particularly illogical because an Oklahoman would be prohibited from serving on the Commission even if, for example, that person's stepsister living in another state holds office in a different political party.

## **II. THE PARTIES**

3. Protestant/Petitioner Roger Gaddis is a citizen of Oklahoma. He has been a resident of Pontotoc County for over twenty years and has been registered to vote for over twenty years.

4. Protestant/Petitioner Eldon Merklin is a citizen of Oklahoma. He has been a resident of Woodward County for over twenty years and registered to vote for over twenty years.

5. Respondent/Proponent Andrew Moore is one of the signatories to IP 420.

6. Respondent/Proponent Janet Ann Largent is one of the signatories to IP 420.

7. Respondent/Proponent Lynda Johnson is one of the signatories to IP 420.

## **III. JURISDICTION**

8. IP 420 was filed with the Oklahoma Secretary of State on October 28, 2019. Appx. at Tab A.

9. Pursuant to 34 O.S. § 8, the Secretary of State published notice of IP 420 on October 31, 2019. Appx. at Tab B.

10. A protest is due 10 business days after notice is published. 34 O.S. § 8(B). Saturdays, Sundays, and legal holidays are excluded. *In re Initiative Petition 397*, 2014 OK

23, ¶ 19, 326 P.3d 496. Veterans' Day, November 11 is a legal holiday. 25 O.S. § 82.1. The tenth business day after the notice was published is Friday, November 15, 2019.

11. The Protestants/Petitioners are citizens of Oklahoma and this Court has jurisdiction to hear this protest. 34 O.S. § 8. “Any citizen can protest the sufficiency and legality of an initiative petition.” *In re Initiative Petition 409*, 2016 OK 51, ¶ 2, 376 P.3d 250, quoting *In re Initiative Petition 384*, 2007 OK 48, ¶ 2, 164 P.3d 125.

12. “When a protest is filed in this Court, we are ‘vested with original jurisdiction to evaluate and determine the sufficiency of the proposed initiative petition pursuant to 34 O.S. Supp. 2015 § 8.’” *In re Initiative Petition 409, supra*, 2016 OK 51 at ¶ 2, quoting *In re Initiative Petition 403*, 2016 OK 1, ¶ 3, 367 P.3d 472. Pursuant to Rule 1.194 of this Court, a challenge to an initiative petition shall be treated as an original action in this Court.

13. This protest attacks the constitutionality of IP 420. A protest is also being filed on behalf of Protestant Laura Newberry which attacks the “gist” submitted with IP 420.

#### IV. SUMMARY OF THE RECORD

14. IP 420 proposes a constitutional amendment to change who apportions legislative districts for U.S. House of Representatives, Oklahoma House of Representatives and Oklahoma Senate. §3(A) and (B). First, a “Panel” of three retired Justices or Judges of the Court of Criminal Appeals or Court of Civil Appeals would be chosen by the Chief Justice. § 4(A)(7). The Panel would select the names who will be eligible to serve on the Commission. The Commission is made up of three “Groups”: (a) the largest political party, (b) the second largest party, and (c) those unaffiliated with either of the two largest parties. § 4(A)(2). From a list of those who apply to be a Commissioner, the Panel selects 20 names in each Group. §4(B)(4)(f). Two names are selected by random drawing from the 20 names in each of the three Groups. § 4(B)(4)(g). Those six Commissioners then select three more Commissioners,

one in each Group, from the list of 20 names selected by the Panel. § 4(B)(4)(i). Additionally, the Chief Justice designates a Special Master (the director or an employee of the Administrative Office). § 4(4)(a). In the event the “Fallback Mechanism” is necessary, the Special Master creates a report to the Supreme Court and the Court would then determine the redistricting plan. § 4(F).

15. IP 420 would also change how legislative districts are apportioned. The Commission would minimize division of communities of interest including but not limited to “racial, ethnic, economic, social, cultural, geographic, tribal, linguistic, or historic identities.” § 4(D)(1)(c)(i). The Commission would protect “racial and ethnic fairness.” § 4(D)(1)(c)(ii). The Commission would provide for “political fairness” in the districts § 4(D)(1)(c)(iii). (These are material changes. The Oklahoma Constitution currently requires consideration of “political interests”. Art. V, § 9A. Also, the criteria for apportioning the House of Representatives, Art. V, § 10A, does not include any of the criteria set forth in § 4(D)(1)(c)(i)-(iii). Neither the Oklahoma Constitution nor the U.S. Constitution contain provisions on the criteria for drawing Congressional districts.)

16. IP 420 would also make changes which are not integrally related to who apportions the Legislature or how it gets apportioned. For example, (a) IP 420 would change the way incarcerated felons are counted. §4(C)(2)(e) and § 4(C)(3)(a). (b) IP 420 would eliminate the people’s right of initiative and referendum with respect to apportionment. § 3(A) and (B) and § 5. (c) IP 420 would cause the Supreme Court to be the driving force behind apportionment from selecting the Panel, § 4(A)(7), to having the power to disapprove an apportionment plan, § 4(G), to performing the legislative function of selecting the apportionment plan. §4(G)(3) and §4(F).

## V. SUBSTANTIVE ISSUES

### A. MULTIPLE SUBJECTS

17. IP 420 is unconstitutional pursuant to Article XXIV, § 1, Okla. Const., because it proposes multiple subjects in a single constitutional amendment. Among the different subjects are:

(a) **Federal and State Redistricting.** IP 420 proposes a Commission which would address both federal redistricting for Congress and state redistricting for the Oklahoma House of Representatives and the Oklahoma Senate. § 3(A) and (B). Federal redistricting and state redistricting have always been treated as separate topics under Oklahoma law. For example, the Oklahoma Constitution has provisions on redistricting for the Oklahoma House of Representatives, Art. V, § 10A, Okla. Const., and the Oklahoma Senate, Art. V, § 9A, Okla. Const. It has no provisions for redistricting for U.S. Congress. Those are governed by the U.S. Constitution Art. I, § 4, a different document. Federal and state redistricting are two subjects. *In re Matter of Ballot Title*, 2016 CO 55, § 33, 374 P.3d 460, 468.

(b) **Who controls redistricting and how it is accomplished.** IP 420 would create a new system for who makes redistricting decisions by substituting an unelected Commission in place of the Legislature for each of the three legislative entities. Further, IP 420 also changes the substantive criteria for determining how the new districts will be drawn. Who does the redistricting and how it is to be done are two different subjects. *Advisory Opinion re Independent Commission*, 926 So.2d 1218, 1221 (Fla. 2006).

(c) **Eliminating the people's right of initiative and referendum.** Since statehood, the people of Oklahoma have reserved to themselves the right to make law through the initiative and referendum process. Art. V, § 1, Okla. Const. However, IP 420 would eliminate the right of the people by vesting redistricting decisions with a Commission which

has “exclusive” authority, and which does not pass legislation which would be subject to referendum. IP 420 §§ 3(A), 3(B), and 5. See also Art. V, § 1 stating that the right of referendum applies to “acts of the Legislature.” The elimination of the people’s direct democracy rights with respect to redistricting is a separate and important subject.

(d) **Revising and Expanding Judicial Power.** The Supreme Court of Oklahoma would be given a role which is political, policy making, and legislative, § 4(F) and 4(G), and is therefore very different from how this Court has previously functioned. Further, the Court would play a central role in the redistricting process, literally from beginning to end. At the beginning of the process the Chief Justice will choose the three retired Justices or Judges who will serve on the Panel. § 4(A)(7). Also, the Chief Justice will appoint the Special Master, § 4(B)(4)(a), and the Special Master will nominate the Secretary of the Commission. § 4(C)(1)(a). At the end of the process, the Supreme Court has the power to invalidate a plan proposed by the Commission, § 4(G). Also, at the end of the process, if the Supreme Court invalidates a plan or if the Commission cannot approve a plan, the Supreme Court will perform the substantive policy and political role of choosing a redistricting plan. § 4(F). Placing the Court in these *multiple* roles which are significantly *different* from how this Court has functioned since statehood, is a separate subject. *See, In Matter of Ballot Title*, 2016 CO 55, ¶ 21.

(e) **Replacing the Current Commission.** The Oklahoma Constitution currently provides for a Bipartisan Commission on Legislative Apportionment selected by the voters’ elected representatives to accomplish apportionment in the event that the Legislature could not accomplish an apportionment plan. Art. V, § 11A-11E, Okla. Const. IP 420 would repeal the Bipartisan Commission and replace it with a different Commission which is selected

differently and would operate differently. The repeal and replacement of the Bipartisan Commission on Legislative Apportionment in Art. V, § 11A-11E is a separate subject.

(f) **New Criteria.** IP 420 also substantively changes the criteria to be used in redistricting. It not only changes the procedure with respect to who would make redistricting decisions, but also the substance governing what those decisions should be. For example, IP 420 would (1) add a requirement that incarcerated felons would be counted as though they were non-incarcerated/non-felons, (2) eliminate partisan considerations from redistricting, and (3) add a requirement that “diversity” be considered.

(g) **Replacing Elected Representatives.** Another subject is that IP 420 would replace the current system in which redistricting is accomplished by the voters’ elected representatives, Art. V, § 11A, Okla. Const., and instead move to an undemocratic system in which apportionment is accomplished by unelected, unaccountable members. Under IP 420, the Commission would be unaccountable. The three retired Justices/Judges would examine the list of applicants and select twenty names to serve on the Commission from each Group. § 4(B)(4)(f). From those names, six Commissioners would be selected by random drawing. § 4(B)(4)(g). Those randomly selected Commissioners would then select three more Commissioners. § 4(B)(4)(i). At no point in the selection process is any participant accountable to the voters of Oklahoma. This radical departure from a representative form of government responsive to the voters is a separate subject.

## **B. FIRST AMENDMENT**

18. The First Amendment of the United States Constitution guarantees all citizens the right to participate in political parties, to participate in running for office and to petition the government for the redress of grievances.

19. Nevertheless, IP 420 would discriminate against certain Oklahomans if they, or one of their family members, had exercised their constitutional right to be active in the government of any state in the past five years.

20. In particular, in setting forth the qualifications to be a Commissioner participating in redistricting, IP 420, § 4(B)(2) provides that an individual is absolutely disqualified if that individual or a family member has (a) held a partisan political office, (b) been a lobbyist, (c) been nominated for office by a political party, (d) held office in a political party, (e) been an employee of a political party, or (f) been an employee of the Legislature.

21. Further, Oklahomans would be disqualified from serving as a Commissioner if they had exercised their right to change party affiliation during the previous four years. § 4(B)(2)(a).

22. A state cannot discriminate against a person for exercising their First Amendment rights.

23. A state cannot discriminate against a person because the person is related to someone who exercised their First Amendment rights.

## VI. CONCLUSION

IP 420 violates Article XXIV, § 1 of the Oklahoma Constitution and violates the First Amendment of the United States Constitution. For all of these reasons, IP 420 must be stricken from the ballot.

Respectfully submitted,



---

ROBERT G. MCCAMPBELL, OBA No. 10390  
TRAVIS V. JETT, OBA No. 30601  
GABLEGOTWALS  
One Leadership Square, 15th Floor

211 North Robinson Avenue  
Oklahoma City, OK 73102  
Telephone: (405) 235-5500  
RMcCampbell@Gablelaw.com  
TJett@Gablelaw.com

*Attorneys for Protestants/Petitioners  
Roger Gaddis and Eldon Merklin*

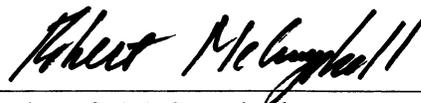
### **CERTIFICATE OF SERVICE**

I hereby certify that on this 15<sup>th</sup> day of November 2019, a true and correct copy of the above and forgoing was served by hand delivery as follows:

D. Kent Meyers  
Roger A. Stong  
Melanie Wilson Rughani  
CROWE & DUNLEVY, P.C.  
324 N. Robinson Ave., Suite 100  
Oklahoma City, OK 73102

Secretary of State's Office  
State of Oklahoma  
2300 N. Lincoln Blvd.  
Suite 101  
Oklahoma City, OK 73105-4897

Attorney General's Office  
313 NE 21<sup>st</sup> Street  
Oklahoma City, OK 73105-4897



---

Robert G. McCampbell  
Travis V. Jett

S527887

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

FILED  
SUPREME COURT  
STATE OF OKLAHOMA

NOV 15 2019

JOHN D. HADDEN  
CLERK

#118406

Case No. \_\_\_\_\_

(1) LAURA NEWBERRY, AND  
(2) ELDON MERKLIN,  
  
PROTESTANTS/PETITIONERS,  
  
v.  
  
(1) ANDREW MOORE,  
(2) JANET ANN LARGENT, AND  
(3) LYNDA JOHNSON,  
  
RESPONDENTS/PROponents.

---

**APPLICATION AND PETITION TO  
ASSUME ORIGINAL JURISDICTION AND REVIEW  
THE GIST OF INITIATIVE PETITION NO. 420**

---

ROBERT G. MCCAMPBELL, OBA No. 10390  
TRAVIS V. JETT, OBA No. 30601  
GABLEGOTWALS  
ONE LEADERSHIP SQUARE, 15TH FLOOR  
211 NORTH ROBINSON AVENUE  
OKLAHOMA CITY, OK 73102  
TELEPHONE: (405) 235-5500

*ATTORNEYS FOR PROTESTANTS/PETITIONERS*

NOVEMBER 15, 2019

RECEIVED

NOV 15 2019

OKLAHOMA SECRETARY  
OF STATE

## I. INTRODUCTION

Initiative Petition 420, State Question 804 (“IP 420”) should be stricken by this Court. IP 420 asks state voters to approve a plan to repeal the current constitutional legislative directive (that elected legislators reapportion districts for federal and state electoral districts) and replace it with a system that places that power within a Commission (made up of citizens who would be unelected, unaccountable to citizen oversight and selected at random by a group of retired judges). This is in an effort to eliminate the voters’ ability to influence the redistricting process by voting for their political party of choice. None of these main considerations are explained or revealed within the gist of IP 420.

As will be shown below and in the brief in support, the gist of IP 420 is inaccurate and misleading as it fails to disclose certain vitally important concepts to potential signatories: *First*, the gist fails to mention who will hold the power to select the commissioners who draw the redistricting lines. *Second*, the gist fails to notify potential signatories that the commissioners will not be selected by voters or accountable to voters. *Third*, the gist fails to mention that the process will severely restrict Commission membership based upon the First Amendment political activity of a person, or a family member of the person. *Fourth*, the gist fails to clearly state it will repeal portions of the Oklahoma Constitution including the current Bipartisan Commission on Legislative Apportionment. *Fifth*, the gist fails to notify potential signatories of IP 420’s core purpose to eliminate voters’ partisan preferences in redistricting. *Sixth*, the gist fails because it fails to set out that the Commission will under-represent Republicans and over represent those not affiliated with the two largest parties. Proponents’ failure to include a proper gist is fatal, and IP 420 should be found legally insufficient.

## II. THE PARTIES

1. Protestant/Petitioner Laura Newberry is a citizen of Oklahoma. She has been a resident of Tulsa County for over twenty years and has been registered to vote for over twenty years. Ms. Newberry is married to Dan Newberry who was a state senator from 2008 to 2018. Under the terms of IP 420 § 4(B)(2)(b), Ms. Newberry would be ineligible to serve as a commissioner in the proposed new system solely because her spouse was elected to hold a public office.

2. Protestant/Petitioner Eldon Merklin is a citizen of Oklahoma. He has been a resident of Woodward County for over twenty years and registered to vote for over twenty years.

3. Respondent/Proponent Andrew Moore is one of the signatories to IP 420.

4. Respondent/Proponent Janet Ann Largent is one of the signatories to IP 420.

5. Respondent/Proponent Lynda Johnson is one of the signatories to IP 420.

## III. JURISDICTION

6. IP 420 was filed with the Oklahoma Secretary of State on October 28, 2019. Appx. at Tab A.

7. Pursuant to 34 O.S. § 8, the Secretary of State published notice of IP 420 on October 31, 2019. Appx. at Tab B.

8. A protest is due 10 business days after notice is published. 34 O.S. § 8(B). Saturdays, Sundays, and legal holidays are excluded. *In re Initiative Petition 397*, 2014 OK 23, ¶ 19, 326 P.3d 496. November 11 is Veteran's day, a legal holiday. 25 O.S. § 82.1. The tenth business day after the notice was published is Friday, November 15, 2019.

9. The Protestants/Petitioners are citizens of Oklahoma and this Court has jurisdiction to hear this protest. 34 O.S. § 8. “Any citizen can protest the sufficiency and legality

of an initiative petition.” *In re Initiative Petition 409*, 2016 OK 51, ¶ 2, 376 P.3d 250 (*quoting In re Initiative Petition 384*, 2007 OK 48, ¶ 2, 164 P.3d 125).

10. “When a protest is filed in this Court, we are ‘vested with original jurisdiction to evaluate and determine the sufficiency of the proposed initiative petition pursuant to 34 O.S. Supp. 2015 § 8.” *In re Initiative Petition 409, supra*, 2016 OK 51 at ¶ 2 (*quoting In re Initiative Petition 403*, 2016 OK 1, ¶ 3, 367 P.3d 472). Pursuant to Rule 1.194 of this Court, a challenge to an initiative petition shall be treated as an original action in this Court.

#### IV. INITIATIVE PETITION 420

11. IP 420 would enact a constitutional amendment to change who apportions legislative districts for U.S. House of Representatives, Oklahoma House of Representatives and Oklahoma Senate. § 3(A) – (B).

12. IP 420 would create a new Commission to control redistricting. First, a “Panel” of three retired Justices or Judges of the Court of Criminal Appeals or Court of Civil Appeals would be chosen by the Chief Justice. § 4 (A)(7). The Panel then selects the names who will be eligible to serve on the Commission.

13. The Commission would be made up of three “Groups”: (a) the largest political party, (b) the second largest party, and (c) those unaffiliated with either of the two largest parties. § 4(A)(2). From those who apply to be a Commissioner, the Panel selects 20 names in each Group. § 4(B)(4)(f). Two names are selected by random drawing from the 20 names in each of the three Groups. § 4(B)(4)(g). Those six Commissioners then select three more Commissioners, one in each Group, from the list of 20 names selected by the Panel. § 4(B)(4)(i).

14. Under IP 420, as shown above, the Commission would not be selected by voters and would be politically unaccountable. §§ 4(A)(7), 4(B)(4)(f), 4(B)(4)(g) and 4(B)(4)(i).

15. Additionally, IP 420 would discriminate against Oklahomans if they or one of their family members had exercised their constitutional right to be active in our State's government. In particular, in setting forth the qualifications to be a Commissioner participating in redistricting, IP 420, § 4(B)(2) provides that an individual is absolutely disqualified if that individual or a family member has (a) held a partisan political office, (b) been a lobbyist, (c) been nominated for office by a political party, (d) held office in a political party, (e) been an employee of a political party, or (f) been an employee of the Legislature.

16. The Oklahoma Constitution currently provides for a Bipartisan Commission on Legislative Apportionment selected by the voters' elected representatives to accomplish apportionment in the event that the Legislature could not accomplish an apportionment plan. Art. V, § 11A-11E, Okla. Const. IP 420 would repeal the Bipartisan Commission and replace it with an undemocratic system in which apportionment is accomplished by unelected, unaccountable members chosen partially at random.

17. IP 420 would also change how legislative districts are apportioned and eliminates voters' ability to influence the process by supporting their favored political party. The Commission would provide for "political fairness" in the districts § 4(D)(1)(c)(iii). (These are material changes. The Oklahoma Constitution currently requires consideration of "political interests". Art. V, § 9A. The criteria for apportioning the House of Representatives, Art. V, § 10A, does not include any of the criteria set forth in § 4(D)(1)(c)(i)-(iii).) IP 420 further provides that a redistricting plan shall not take into consideration "the political party affiliation or voting history of the population of a district." § 4(D)(2)(b).

## V. SUBSTANTIVE ISSUES

### A. GIST

18. The Protestants challenge the “gist” set forth at the top of the Petition which allows a citizen to learn what the Petition is about in determining if he or she wants to sign it. In this case, the gist suffers from multiple fatal flaws.

19. The gist is inadequate in failing to disclose how the Commissioners will be selected. As discussed, the replacement of elected representatives with unelected, unaccountable, Commissioners selected partially at random is a significant change which should be disclosed in the gist.

20. The Commission would not be selected by citizens or accountable to citizens. Instead, the Commission would be an unelected, unaccountable body partially selected at random. A similar proposition in Michigan informs voters that the selection will be “random.” Appx. at Tab I.

21. The gist is further deficient in failing to disclose that Oklahomans would be excluded from serving as a Commissioner because they or a family member had exercised a First Amendment right to participate in political affairs. Replacing the Legislature with the Commission is perhaps the most important change, and the gist does not inform potential signatories of the effect of IP 420 if it does not disclose who would be eligible to serve. Here the gist discloses only that the proposition “sets forth qualifications,” which is insufficient to inform potential signatories.

22. The gist is further deficient in failing to disclose that meaningful portions of the Oklahoma Constitution would be repealed. The gist’s disclosure that IP 420 would “repeal[] existing constitutional provisions involving legislative districts” falls far short of adequately informing a potential signatory. First, the current provisions for setting forth the criteria for

redistricting, Art. V, § 9A and 10A, would be repealed and replaced with *different* criteria. Second, the current Bipartisan Commission on Legislative Apportionment, Art. V, § 11A-11E, would be repealed and replaced. These are significant changes which are central to the changes being sought. A potential signatory deserves some notice of the changes.

23. The gist is deficient in failing to describe that IP 420 seeks to eliminate the influence of political parties in redistricting. The elimination of partisanship appears to be the *primary* intent of IP 420, but it is nowhere mentioned in the gist. The gist's statement that "political fairness" will be one of the factors to be considered is insufficient. For decades in the United States "political fairness" has included that the majority party gets to control various functions of government. Indeed, many voters vote for just that outcome—to have their favored party get to exercise political power. The elimination of partisan power should not be hidden from potential signatories when it is the primary purpose of the initiative. The gist should disclose that its purpose is remove political parties from being able to influence the redistricting process.

24. The gist is also deficient in failing to disclose that the Commission will necessarily over represent some Groups and under-represent other Groups. The Commission will be composed of three "Groups": (a) three Commissioners will be Republicans, (b) three Commissioners will be Democrats and (c) three Commissioners will be Unaffiliated (i.e. Libertarian or Independent). Each Group will have 33 $\frac{1}{3}$ % of the Commissioners. § 4(B)(4)(g) and (i). As of January 15, 2019, voter registration in Oklahoma was (a) Republican 1,008,775 (47.4%), (b) Democrat 777,770 (36.6%), and (c) 340,352 (16.0%) Unaffiliated (Libertarian plus Independent). Appx. at Tab C. With respect to membership on the Commission, Republicans will be under-represented by 14%, Democrats will be under-represented by 3%, and the

Unaffiliated will be over-represented by 17%. The gist should disclose that the Commission will be equally balanced such that the largest political parties will be under-represented while smaller parties and independents will be over-represented.

25. Because the gist is deficient, this Court must dismiss the Petition. This Court cannot step into the shoes of the Petitioners and redraft their gist for them. *In re IP 409*, 2016 OK 51, ¶ 7. The remedy is for the Petitioners, if they wish, to submit a new Petition which complies with the law and contains an accurate and sufficient gist.

## VI. CONCLUSION

With respect to all of these issues, IP 420 would make historic, fundamental changes to our Constitution. On each of these issues, there will be a difference of opinion among Oklahoma voters. Protestants do not argue that language needs to be included advocating their position on the issues. Instead, the argument here is that a potential signatory is entitled to some sort of notice of the fundamental changes being proposed.

A gist “should be sufficient that the signatories are at least put on notice of the changes being made . . . .” *In re Initiative Petition 409*, 2016 OK 51, ¶ 3. That is the request of Protestants here. IP 420 contains a fatally deficient gist and must be stricken from the ballot.

Respectfully submitted,



---

ROBERT G. MCCAMPBELL, OBA No. 10390

TRAVIS V. JETT, OBA No. 30601

GABLEGOTWALS

One Leadership Square, 15th Floor

211 North Robinson Avenue

Oklahoma City, OK 73102

Telephone: (405) 235-5500

[RMcCampbell@Gablelaw.com](mailto:RMcCampbell@Gablelaw.com)

[TJett@Gablelaw.com](mailto:TJett@Gablelaw.com)

*Attorneys for Protestants/Petitioners  
Laura Newberry and Eldon Merklin*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 15<sup>th</sup> day of November 2019, a true and correct copy of the above and forgoing was served by hand delivery as follows:

D. Kent Meyers  
Roger A. Stong  
Melanie Wilson Rughani  
CROWE & DUNLEVY, P.C.  
324 N. Robinson Ave., Suite 100  
Oklahoma City, OK 73102

Secretary of State's Office  
State of Oklahoma  
2300 N. Lincoln Blvd.  
Suite 101  
Oklahoma City, OK 73105-4897

Attorney General's Office  
313 NE 21<sup>st</sup> Street  
Oklahoma City, OK 73105-4897



---

Robert G. McCampbell  
Travis V. Jett

S528069