



# THE DUVAL COUNTY CANVASSING BOARD

## Rules Governing the Election Tie Breaker Game of Chance

*As Put forth by the Duval County Canvassing Board*

*November 15, 2014*

The Duval County Canvassing Board hereby declares the following procedures to be the rules governing the game of chance that will serve as the election tie breaker and determine the victor in the Neptune Beach City Council Seat 4 election. The Duval County Canvassing Board requests full agreement by each candidate involved as the prevailing rules for determining who will be the victor of the 2014 General Election Neptune Beach City Council Seat 4 race:

### SUMMARY

- **ROUND 1: DRAWING OF NAMES** – Drawing of names to determine which candidate calls the coin toss.
- **ROUND 2: COIN TOSS** – The candidate who prevails in the coin toss will decide whether he would like to be first or last to draw a numbered ping pong ball.
- **ROUND 3: DRAWING OF NUMBERS** – Candidates will each blindly draw from a sack of ping pong balls numbered 1 through 20. Whichever candidate selects the highest numbered ping pong ball will prevail as the election winner.

### GAME OF CHANCE RULES

#### ROUND 1: **DRAWING OF NAMES**

First, the Chairman of the Duval County Canvassing Board, the Duval County Judge, will place equally sized pieces of paper with each candidate's name into a container. The container will be jostled in order to mix the names contained therein. The Judge will then draw one of the names. That candidate will be chosen to call "heads" or "tails" for the coin toss.

**ROUND 2:**  
**COIN TOSS**

Next, the Supervisor of Elections will allow both candidates to observe the coin that will be used in the second step of the game of chance. The Supervisor of Elections will throw a two-sided coin into the air. While the coin is in the air, the candidate whose name was drawn in the previous step will call a choice of “heads” or “tails”. The Supervisor of Elections will allow the coin to fall completely to the ground, devoid of all motion, to determine on which side it falls. If the side facing upwards is the same side called by the candidate, that candidate chooses whether to go first or last in selecting a numbered ping pong ball in the next round. If the side of the coin facing up does not match what the candidate called, the other candidate chooses whether to go first or last in selecting a numbered ping pong ball in the next round.

**ROUND 3:**  
**DRAWING OF NUMBERS**

The final round in the game of chance will begin by the City Council Member on the Duval County Canvassing Board placing 20 ping pong balls, numbered 1 through 20, inside a sack. The opening of the sack will be just wide enough for a hand to reach through and the bag will not allow anyone to see the ping pong balls on the inside. After being placed inside, the City Council Member will shake the bag for 10 seconds to mix the numbered ping pong balls.

Once finished, the first candidate, as determined by the previous round, will divert his eyes away over the opposite shoulder of the hand he uses to reach into the sack and will draw out a numbered ping pong ball. The candidate must announce the number and hand it to the Supervisor of Elections to hold up for all to see and for the number to be recorded. The Judge will write the number in large print on a board for all to see. The Supervisor of Elections will then place the ball back into the sack. The sack will be shaken for 10 seconds.

The next candidate, as determined by the previous round, will divert his eyes away over the opposite shoulder of the hand he uses and reach into the sack to draw a numbered ping pong ball. The candidate must announce the number and hand it to the Supervisor of Elections to hold up for all to see and for the number to be recorded. The Judge will write the number in large print on a board for all to see.

Each candidate may only choose one numbered ping pong ball. Should a candidate pull out two or a second ball pop out with the drawing of one, both balls must be placed back inside and the bag shaken for another 10 seconds. The candidate will reach back inside to draw again.

If both candidates draw the same number, the steps above will be repeated in reverse order with the first candidate now drawing last and the original last candidate drawing first until two different numbers are drawn.

**The candidate who draws the highest number prevails in the election as the winner of the Neptune Beach City Council Seat 4 election.**

These rules governing the election tie breaker game of chance on November 15, 2014 as put forth by the Duval County Canvassing Board are hereby agreed to by the candidates tied in the Neptune Beach City Council Seat 4 election.

Signed: \_\_\_\_\_

Candidate Richard Arthur

Signed: \_\_\_\_\_

Candidate Rory Diamond