

**RESOLUTION RESCINDING RESOLUTION NUMBER 2023-499 AUTHORIZING AN APPLICATION TO THE COURT OF COMMON PLEAS FOR CONSIDERATION AND AUTHORIZATION TO RETAIN THE SERVICES OF SPECIAL COUNSEL, MANSOUR GAVIN, LPA TO REPRESENT THE ASHTABULA COUNTY BOARD OF ELECTIONS IN A CHALLENGE OF RIGHT TO VOTE AND CORRECTION OF REGISTRATION LIST REGARDING THE ASHTABULA COUNTY PROSECUTING ATTORNEY, COLLEEN O'TOOLE**

WHEREAS, on October 3, 2023, the Board of County Commissioners of Ashtabula County (the Board) received a request from the Ashtabula County Board of Elections (the BOE) to make joint application to the Ashtabula Court of Common Pleas (Court) with the Ashtabula County Prosecuting Attorney (Prosecutor) to authorize the Board to employ outside legal counsel to represent the BOE in the BOE's receipt of Form 257, Challenge of Right To Vote and Correction of Registration List which challenges the elector status of the Prosecutor (the Matter); and

WHEREAS, a communication has since been received from the Board of Elections Director Charlie Frye and Deputy Director John Mead stating Mansour Gavin has decided not to continue as legal representation concerning the matter; and

WHEREAS, it is now necessary to rescind Resolution Number 2023-499 due to this withdrawal of representation; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that Resolution Number 2023-499 adopted on October 3, 2023 is hereby declared **rescinded**.

**ASHTABULA COUNTY COMMISSIONERS  
CERTIFICATION PAGE**

**Resolution No. 2023-500**

**October 05, 2023**

**RESOLUTION RESCINDING RESOLUTION NUMBER 2023-499 AUTHORIZING AN APPLICATION TO THE COURT OF COMMON PLEAS FOR CONSIDERATION AND AUTHORIZATION TO RETAIN THE SERVICES OF SPECIAL COUNSEL, MANSOUR GAVIN, LPA TO REPRESENT THE ASHTABULA COUNTY BOARD OF ELECTIONS IN A CHALLENGE OF RIGHT TO VOTE AND CORRECTION OF REGISTRATION LIST REGARDING THE ASHTABULA COUNTY PROSECUTING ATTORNEY, COLLEEN O'TOOLE**

**Upon the motion of Kathryn L. Whittington, seconded by J.P. Ducro IV.**

**VOTE:**

<b>Casey R. Kozlowski</b>	<b>Aye</b>
<b>Kathryn L. Whittington</b>	<b>Aye</b>
<b>J.P. Ducro IV</b>	<b>Aye</b>

**CERTIFICATE OF CLERK**

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.



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Lisa Hawkins, Clerk of the Board  
Board of County Commissioners  
Ashtabula County, Ohio

COPY

IN THE COURT OF COMMON PLEAS  
ASHTABULA COUNTY, OHIO

In Re: Application to rescind appointment ) CASE NO. 2023-MD 173  
of Mansour Gavin LPA )  
Counsel for the Ashtabula )  
County Board of Elections )

) JUDGE THOMAS E. HARRIS  
) Administrative Judge  
)

) ORDER  
)

FILED

2023 OCT -5 PM 5:08

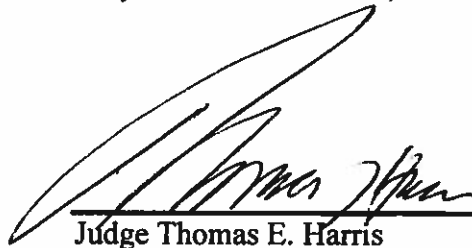
PAUL DANIELS  
CLERK OF COURTS  
COMMON PLEAS COURT  
ASHTABULA, OH

The Court finds that the Board of Commissioners of Ashtabula County have passed a resolution to rescind the appointment of Mansour Gavin LPA to advise and represent the Ashtabula County Board of Elections in all matters involving the challenge of the residency and voter status of Colleen M. O’Toole, who currently holds the office of Ashtabula County Prosecutor.

The application filed by the Board of Commissioners of Ashtabula County to rescind the appointment of Mansour Gavin LPA to represent and advise the Ashtabula County Board of Elections in all matters involving the challenge to the residency and voter status of Colleen M. O’Toole is **GRANTED**.

**IT IS SO ORDERED.**

Pursuant to Civil Rule 58(B), the Clerk of this Court is directed to serve notice of this judgment and its date of entry in the journal upon the following: Prosecuting Attorney Colleen M. O’Toole; Commissioner Casey R. Kozlowski; Commissioner Kathryn L. Whittington; Commissioner J.P. Ducro, IV; Ashtabula County Board of Elections; Mansour Gavin LPA; and, Curt Hartman.



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Judge Thomas E. Harris

Administrative Judge

**ASHTABULA COUNTY COMMISSIONERS  
CERTIFICATION PAGE**

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**Upon the motion of Kathryn L. Whittington, seconded by J.P. Ducro IV.**

**VOTE:**

**Casey R. Kozlowski  
Kathryn L. Whittington  
J.P. Ducro IV**

**Aye  
Aye  
Aye**

**CERTIFICATE OF CLERK**

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.



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Lisa Hawkins, Clerk of the Board  
Board of County Commissioners  
Ashtabula County, Ohio

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WHEREAS, it is now necessary to rescind Resolution Number 2023-499 due to this withdrawal of representation; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that Resolution Number 2023-499 adopted on October 3, 2023 is hereby declared rescinded.

FILED  
2023 OCT -5 PM 5:08  
JL DANIELS  
CLERK OF COURTS  
COMMON PLEAS COURT  
ASHTABULA CO OH