



Memorandum

To: Democratic State Central Committee (DSCC) Members (CDP State Delegates), Federal and State Democratic Candidates, and Interested Parties
From: Clark Lee, Political Director, and Kasey Walukones, Deputy Political Director
Date: June 2018
Re: 2018 Post-Primary Endorsement Process General Information

Updated 6/11/18

Introduction

Pursuant to the California Democratic Party (CDP) By-Laws, if a CDP-endorsed candidate in the Primary Election advances to the General Election in a race, that endorsement remains in effect. Otherwise, the post-Primary endorsement process will be held in the manner outlined in this memo for federal and state offices, including statewide offices (U.S. Senate and State Constitutional Offices), U.S. House, State Assembly, and State Senate (even-numbered districts), depending on whether (1) one Democratic candidate (Party Preference: Democratic) advances to the General Election and that candidate did not receive the pre-Primary endorsement, or (2) two Democratic candidates (Party Preference: Democratic) advance to the General Election and neither candidate received the Pre-Primary endorsement. (CDP By-Laws, Art. VIII, Sec. 3.h.) For more information, visit the CDP Endorsements page: www.cadem.org/endorsements.

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One Democratic Candidate Advancing to the General Election

Overview

If only one Democratic candidate in an election contest is advancing to the General Election, one of the following would apply and no Post-Primary Endorsing Caucus will be held. This applies to all federal and state election contests (statewide, U.S. House, State Senate, and State Assembly).

Democratic Candidate Previously Endorsed in the Primary Election

If a candidate was endorsed in the Primary Election and that candidate advances to the General Election, the endorsement remains in effect for the General Election. (CDP By-Laws, Art. VIII, Sec. 3.h.)

Democratic Candidate Previously Sought Endorsement Consideration But Not Endorsed

If the Democratic candidate previously sought CDP Pre-Primary endorsement consideration but did not receive CDP endorsement, this candidate will become the CDP endorsed candidate, subject to the objection process outlined below.

Democratic Candidate Did Not Previously Seek Endorsement Consideration

If the Democratic candidate did not seek CDP Pre-Primary endorsement consideration, the candidate may file for CDP endorsement within two (2) days of the Secretary of State's certification of the Primary Election results (by

5:00 PM on Sunday, July 15, 2018) (CDP By-Laws, Art. VIII, Sec. 3.h.(3)) The deadline for the Secretary of State's certification of Primary Election results is no later than 38 days after the Primary Election, which is Friday, July 13, 2018. (Elections Code, Sec. 15501) The candidate will become the CDP endorsed candidate fifteen (15) days after the Secretary of State certification of the Primary Election (Saturday, July 28, 2018), subject to the objection process outlined below.

#### Filing for Post-Primary Endorsement

To file for endorsement, a candidate must submit a signed CDP Post-Primary Endorsement Candidate Registration Form and submit the appropriate non-reimbursable filing fee (U.S. House: \$350, State Senate: \$500, State Assembly: \$250) by Sunday, July 15, 2018, 5:00 PM. (CDP By-Laws, Art. VIII, Sec. 3.h.(3).; Art. VIII, Sec. 3.c.(3).) Additionally, candidates seeking CDP endorsement consideration shall affirm in writing that they have read the most current CDP Platform. (CDP By-Laws, Art. VIII, Sec. 3.c.(3).) The CDP adopts Platform every two years. The current Platform was adopted on February 25, 2018. The platform is available online at [www.cadem.org/platform](http://www.cadem.org/platform). CDP Post-Primary Candidate Registration Form will be available on CDP Endorsements webpage after the Primary Election at [www.cadem.org/endorsements](http://www.cadem.org/endorsements).

#### **Objection/Appeal Process**

- **Filing** – Any Letter of Objection must be made in writing and filed within fifteen (15) days after the Secretary of State's certification of the Primary Election results (by 5:00 PM on Saturday, July 28, 2018) to have the endorsement reviewed by the Election Appeals Committee. (CDP By-Laws, Art. VIII, Sec. 3.h.(2).; Art. VIII, Sec. 3.i.) The deadline for the Secretary of State's certification of Primary Election results is no later than 38 days after the Primary Election, which is Friday, July 13, 2018. (Elections Code, Sec. 15501) The filing shall be made to CDP Secretary Jenny Bach and must be signed by 20% of the qualified DSCC Members resident in the relevant district. (CDP By-Laws, Art. VIII, Sec. 3.i.) The filing should be sent to Secretary Jenny Bach ([secretary@cadem.org](mailto:secretary@cadem.org)), cc Chair Eric C. Bauman ([ericbauman@cadem.org](mailto:ericbauman@cadem.org)), Political Director Clark Lee ([clark@cadem.org](mailto:clark@cadem.org)), and Dep. Political Director Kasey Walukones ([kasey@cadem.org](mailto:kasey@cadem.org)). It can be sent via fax to (916) 442-5715 or via mail to: 1830 9th St., Sacramento, CA 95811. Please note that the deadline is a *received by* deadline.
- **Letter of Objection Served on the Candidate** – The letter of objection must also be served on the candidate in question by the objecting parties by first class mail at the same time that the letter of objection is filed with the CDP Secretary. (CDP By-Laws, Art. VIII, Sec. 3.i.)
- **Elections Appeals Committee** – If an objection is filed, an Election Appeals Committee will make the final determination at a meeting no later than five (5) days after an objection has been filed. The Election Appeals Committee shall be comprised of the statewide officers; the Regional Director(s) of the relevant district, two (2) Executive Board members, appointed by the State Chair, from each of the following committees: Rules, Credentials, and Voter Services. (CDP By-Laws, Art. VIII, Sec. 3.i.(1).)

## **Two Democrats Advance to the General Election – Endorsing Caucus to Be Held**

### **U.S. House, State Senate, and State Assembly**

#### **Overview**

If two Democratic candidates in a U.S. House, State Senate, or State Assembly election contest advance to the General Election and neither candidate received CDP Pre-Primary endorsement, the CDP Chair calls a Post-Primary Endorsing Caucus in the relevant district. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).) The exact date, time, and location for each Post-Primary Endorsing Caucus will be made public in July, to be held between Friday, July 27, 2018, and Sunday, August 5, 2018.

## Eligible Candidates

Only candidates who are registered Democrats advancing to the General Election and request Post-Primary endorsement consideration are eligible to be considered at the Post-Primary Endorsing Caucus. (Art. VIII, Sec. 1.h.)

## Filing for Post-Primary Endorsement Consideration

To file for endorsement, a candidate must submit a signed CDP Post-Primary Endorsement Candidate Registration Form and submit the appropriate non-reimbursable filing fee (U.S. House: \$350, State Senate: \$500, State Assembly: \$250) prior to the beginning of the Post-Primary Endorsing Caucus meeting. Additionally, candidates seeking CDP endorsement consideration shall affirm in writing that they have read the most current CDP Platform. (CDP By-Laws, Art. VIII, Sec. 3.c.(3).) The CDP adopts Platform every two years. The current Platform was adopted on February 25, 2018. The Platform is available online at [www.cadem.org/platform](http://www.cadem.org/platform). CDP Post-Primary Candidate Registration Form will be available on CDP Endorsements webpage after the Primary Election at [www.cadem.org/endorsements](http://www.cadem.org/endorsements). Pre-Primary filing fees do not carry over: candidates who participated in the Pre-Primary endorsement process must request to seek the Post-Primary endorsement.

## Eligible Voters

Eligible voters are qualified DSCC Members resident in the relevant district as of the date of eligibility for the 2018 CDP State Convention. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).) DSCC Members who were eligible but have since the appointing deadline died, moved, changed their registration to a district other than the district the election is occurring, or resigned may be replaced by the appropriate appointing authority. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).(b).)

A candidate can obtain a list of eligible voters once the candidate has submitted a completed CDP Post-Primary Endorsement Candidate Registration Form and paid the appropriate filing fee.

## At the Post-Primary Endorsing Caucus – Voting

- **Quorum** - Fifty percent plus one of the credentialed members of an Endorsing Caucus shall constitute a quorum, whether in-person or voting by mail. (CDP By-Laws, Art. VIII, Sec. 3.c.(4).)
- **Voting** - Votes are public per DNC By-Laws and CDP By-Laws. (CDP By-Laws Art. XIII, Sec. 9) Voting at the Endorsing Caucus is by signed written ballot, the results of which shall be read off as though it were a roll call vote. Members must be present at the Endorsing Caucus to vote or send in their vote-by-mail ballot to the Regional Director/Convener chairing the Endorsing Caucus. No proxy voting is allowed. (CDP By-Laws, Art. VIII, Sec. 3.e.(1).(b).)
- **Valid Votes** - Per CDP By-Laws, in order to vote, and have one's vote counted, at any meeting of This Committee, a member must have timely: (1) paid their dues to the CDP, or had them waived, (2) registered for the meeting, if registration was required, (3) obtained their credential prior to the closing of credentialing, if credentials were issued for the meeting, and (4) completed and returned to the proper authority any ballot that may be issued. (CDP By-Laws, Art. IV, Sec. 7.b.) Each member may vote for one of the candidates who has filed to participate in the endorsement process or vote for "No Endorsement" on the ballot. (CDP By-Laws, Art. VIII, Sec. 3.c.(6).)
- **Threshold** - A candidate must receive at least 60% (sixty percent) of the votes of the Endorsing Caucus members present and voting to be endorsed. "No Endorsement" is counted as a vote; however, pursuant to *Robert's Rules of Order*, an abstention will not be counted. If no candidate receives 60% and "No Endorsement" fails to achieve a majority, it is deemed that the Endorsing Caucus has failed to make an endorsement and the position is "No Consensus." (CDP By-Laws, Art. VIII, Sec. 3.c.(8).)
- **One Endorsed Candidate** - The Endorsing Caucus may not endorse more candidates for an office than the number to be elected for that office. (CDP By-Laws, Art. VIII, Sec. 1.i.)

- **Endorsement** - The decision of the Endorsing Caucus shall become the official endorsement of the California Democratic Party and is effective at the end of the Endorsing Caucus. (CDP By-Laws, Art. VIII, Sec. 3.e.(1).(b).)

### **Objection/Appeal Process:**

- **Filing** - Any objection must be made in writing and filed within two (2) days of the Endorsing Caucus by 5:00 PM with CDP Chair Eric C. Bauman and must be signed by either: (1) a majority of the five statewide officers or (2) 20% of the DSCC members of the Endorsing Caucus of the relevant district. (CDP By-Laws, Art. VIII, Sec. 3.e.(1).(b).) The filing should be sent to Chair Eric C. Bauman ([ericbauman@cadem.org](mailto:ericbauman@cadem.org)), cc Secretary Jenny Bach ([secretary@cadem.org](mailto:secretary@cadem.org)), Political Director Clark Lee ([clark@cadem.org](mailto:clark@cadem.org)), and Dep. Political Director Kasey Walukones ([kasey@cadem.org](mailto:kasey@cadem.org)). It can be sent via fax to (916) 442-5715 or via mail to: 1830 9th St., Sacramento, CA 95811. Please note that the deadline is a *received by* deadline.
- **Elections Appeals Committee** - If an objection is filed, an Election Appeals Committee will make the final determination at a meeting no later than five (5) days after an objection has been filed. The Election Appeals Committee shall be comprised of the statewide officers; the Regional Director(s) of the relevant district, two (2) Executive Board members, appointed by the State Chair, from each of the following committees: Rules, Credentials, and Voter Services. (CDP By-Laws, Art. VIII, Sec. 3.e.(2).; Art. VIII, Sec. 3.e.(3).)

### **Statewide Offices – U.S. Senate and State Constitutional Offices**

#### **Overview**

If two Democratic candidates in a U.S. Senate or State Constitutional office election contest advance to the General Election and neither candidate received CDP Pre-Primary endorsement, the CDP Executive Board will consider endorsement of that election contest at the next Executive Board Meeting. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).(b.); Art. VII, Sec. 1.a.) The next CDP Executive Board Meeting will be held July 13-15, 2018, at Marriott Oakland City Center, 1001 Broadway, Oakland, CA 94607. CDP Executive Board Meeting information is available online at [www.cadem.org/our-party/executive-board](http://www.cadem.org/our-party/executive-board). The endorsement vote is tentatively scheduled for Saturday, July 14, 2018, from 4:00 PM to 7:00 PM.

As a reminder, prior to the CDP State Convention, Chair Eric C. Bauman respectfully requested that Democratic candidates in statewide offices agree not to seek the Party's pre-primary endorsement consideration. In that spirit, and in the best interest of the Party, the request remains for the post-primary endorsement process for statewide election contests in which two Democrats are advancing to the General Election.

#### **Eligible Candidates**

Only candidates who are registered Democrats advancing to the General Election and request Post-Primary endorsement consideration are eligible to be considered at the CDP Executive Board Meeting. (Art. VIII, Sec. 1.h.)

#### **Filing for Post-Primary Endorsement Consideration**

To seek endorsement consideration, a candidate must submit a signed CDP Post-Primary Endorsement Candidate Registration Form and the appropriate non-reimbursable filing fee (Statewide Office: \$1,000) prior to the beginning of the Executive Board Meeting. Additionally, candidates seeking CDP endorsement consideration shall affirm in writing that they have read the most current CDP Platform. (CDP By-Laws, Art. VIII, Sec. 3.c.(3).) The CDP adopts Platform every two years. The current Platform was adopted on February 25, 2018. The platform is available online at [www.cadem.org/platform](http://www.cadem.org/platform). CDP Post-Primary Candidate Registration Form will be available on CDP Endorsements webpage after the Primary Election at [www.cadem.org/endorsements](http://www.cadem.org/endorsements). Pre-

Primary filing fees do not carry over: candidates who participated in the Pre-Primary endorsement process must request to seek the Post-Primary endorsement.

### **Eligible Voters**

Eligible voters are CDP Executive Board Members (or their eligible proxies) who are credentialed by the credentialing/registration deadline on Saturday, July 14, 2018. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).(b).)

A candidate can obtain a list of eligible voters once the candidate has submitted a completed CDP Post-Primary Endorsement Candidate Registration Form and paid the appropriate filing fee.

### **At the CDP Executive Board Meeting – Voting**

- **Quorum** – One hundred (100) members of the Executive Board shall constitute a quorum. (CDP By-Laws, Art. VII, Sec. 6.)
- **Voting** - Votes are public per DNC By-Laws and CDP By-Laws. (CDP By-Laws Art. XIII, Sec. 9) Voting is by signed written ballot. Executive Board Members may vote in-person or by proxy; vote-by-mail is not allowed. (CDP By-Laws, Art. VII, Sec. 5.(a).)
- **Valid Votes** - Per CDP By-Laws, in order to vote, and have one’s vote counted, at any meeting of This Committee, a member must have timely: (1) paid their dues to the CDP, or had them waived, (2) registered for the meeting, if registration was required, (3) obtained their credential prior to the closing of credentialing, if credentials were issued for the meeting, and (4) completed and returned to the proper authority any ballot that may be issued. (CDP By-Laws, Art. IV, Sec. 7.b.) Each member may vote for one of the candidates who has filed to participate in the endorsement process or vote for “No Endorsement” on the ballot. (CDP By-Laws, Art. VIII, Sec. 3.c.(6).)
- **Threshold** - A candidate must receive at least 60% (sixty percent) of the votes of the Executive Board Members present and voting to be endorsed. “No Endorsement” is counted as a vote; however, pursuant to *Robert’s Rules of Order*, an abstention will not be counted. If no candidate receives 60% and “No Endorsement” fails to achieve a majority, it is deemed that the Executive Board has failed to make an endorsement and the position is “No Consensus.” (CDP By-Laws, Art. VIII, Sec. 3.c.(8).)
- **One Endorsed Candidate** - The Executive Board may not endorse more candidate for an office than the number to be elected for that office. (CDP By-Laws, Art. VIII, Sec. 1.i.)
- **Endorsement** - The decision of the Executive Board shall become the official endorsement of the California Democratic Party. (CDP By-Laws, Art. VIII, Sec. 3.e.(1).(b).)

### **Objection/Appeal Process:**

- **Filing** - Any objection must be made in writing and filed within two (2) days of the Executive Board Meeting by 5:00 PM with CDP Chair Eric C. Bauman and must be signed by either: (1) a majority of the five statewide officers or (2) 20% of the Executive Board Members. (CDP By-Laws, Art. VIII, Sec. 3.h.(1).(b).; Sec. 3.e.(1).(b).) The filing should be sent to CDP Chair Eric C. Bauman ([ericbauman@cadem.org](mailto:ericbauman@cadem.org)), cc Secretary Jenny Bach ([secretary@cadem.org](mailto:secretary@cadem.org)), Political Director Clark Lee ([clark@cadem.org](mailto:clark@cadem.org)), and Dep. Political Director Kasey Walukones ([kasey@cadem.org](mailto:kasey@cadem.org)). It can be sent via fax to (916) 442-5715 or via mail to: 1830 9th St., Sacramento, CA 95811. Please note that the deadline is a *received by* deadline.
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Credentials, and Voter Services. (CDP By-Laws, Art. VIII, Sec. 3.e.(2).; Art. VIII, Sec. 3.e.(3).; Art. VIII, Sec. 3.i.(1).)

## **Further Information**

More information is available on the CDP Endorsements webpage at [www.cadem.org/endorsements](http://www.cadem.org/endorsements). If you have any questions, please feel free to email [endorsements@cadem.org](mailto:endorsements@cadem.org) or contact (916) 442-5707.

*The CDP By-Laws supersede any information provided by staff regarding the endorsement process. A current copy can be found on our website at [www.cadem.org](http://www.cadem.org). \*This memo may be updated based on amendments made to the By-Laws regarding the CDP endorsement process or logistics planning details.*

## **2018 CDP Post-Primary Endorsement Key Dates**

June 5 (Tues)	California Statewide Direct Primary Election
July 13 (Fri)	Primary Election Certification: Deadline for the Secretary of State's certification of Primary Election results (Elections Code Sec. 15501)
July 13-15	CDP Executive Board Meeting (Marriott Oakland City Center, 1001 Broadway, Oakland, CA 94607). For more information: <a href="http://www.cadem.org/our-party/executive-board">www.cadem.org/our-party/executive-board</a>
July 13 (Fri)	5:00 PM deadline for Democratic candidates in statewide election contests (U.S. Senate and State Constitutional Offices) in which two Democrats advance to the General Election to file for endorsement consideration
July 14 (Sat)	CDP Executive Board Statewide Endorsement Balloting
July 15 (Sun)	5:00 PM deadline for Democratic candidates who did not previously seek Pre-Primary endorsement consideration to file for CDP Post-Primary endorsement for election contests in which one Democrat advances to the General Election (CDP By-Laws, Art. VIII, Sec. 3.h.(3))
July 16 (Mon)	5:00 PM deadline to file objection on CDP statewide endorsement balloting result
July 20 (Fri)	5:00 PM deadline for those candidates in U.S. House, State Senate, and State Assembly election contests seeking endorsement consideration by CDP Post-Primary Endorsing Caucus in the relevant district to file for endorsement consideration. After this deadline, a candidate may file for endorsement consideration on-site at the Post-Primary Endorsing Caucus for the relevant district prior to the beginning of the meeting.
July 28 (Sat)	5:00 PM deadline to file Letter of Objection for election contests in which one Democratic candidate advances to the General Election but (1) was not previously endorsed during Pre-Primary endorsement process or (2) did not previously seek Pre-Primary endorsement consideration (CDP By-Laws, Art. VIII, Sec. 3.h.(2).; Art. VIII, Sec. 3.i.)
July 27 – August 5	CDP Post-Primary Endorsing Caucuses in relevant districts (Exact Times/Locations TBA)
August 15 (Wed)	Political Party Endorsements: 5:00 PM deadline to include political party endorsements in the official sample ballot (Elections Code Sec. 13302(b))