



OHIO

Ohio Woman Convicted of Voter Fraud Sought to “test the system”

By: Jesse Hathaway (<https://web.archive.org/web/20130821061641/http://mediatrackers.org/author/jesse>) | July 15, 2013

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Beavercreek resident Virginia McMillan, currently serving jail time after being convicted in June of election falsification last November, told local officials her intent was to “test the system,” according to court records obtained by Media Trackers

(https://web.archive.org/web/20130821061641/http://mediatrackers.org/assets/uploads/2013/07/20121106_GREENECOUNTY_FAIRBORNMUNICIPALCOURT_C

McMillan, 56, cast an early in-person absentee ballot at the Greene County Board of Elections and then cast a second ballot on November 6. Permissive in-person absentee voting held for weeks prior to election day is one of many policies championed by Ohio Senator Nina Turner (D-Cleveland)

(<https://web.archive.org/web/20130821061641/http://mediatrackers.org/ohio/2012/10/16/ohio-leftists-deem-billboards-against-voter-fraud-suppression>), who is currently campaigning to be the next secretary of state.

McMillan asserted that she wanted to ensure “her vote was counted correctly,” similar to the alibi employed by Melowese Richardson of Cincinnati

(<https://web.archive.org/web/20130821061641/http://mediatrackers.org/ohio/2013/05/08/more-indictments-issued-for-illegal-voting-in-hamilton-county>), who was found guilty of casting multiple illegal votes because she “certainly wanted [her] vote to count.”



Virginia McMillan

Based on a police report, McMillan also told local elections officials “she was glad the system worked but didn’t realize that voting twice was a crime.”

Section 3599.12 of the Ohio Revised Code

(<https://web.archive.org/web/20130821061641/http://codes.ohio.gov/orc/3599.12>) states that “no person shall [...] vote or attempt to vote more than once at the same election by any means,” a fourth-degree felony carrying a maximum sentence of 18 months in jail.

Election officials referred the case to the Greene County prosecutor’s office after noticing irregularities in the poll books following the election. Upon questioning, McMillan told old elections official she “had to check out our system to see if she would get caught.”

Defense attorney Richard Skelton argued for leniency from the court, and McMillan agreed to a guilty plea on the misdemeanor charge of falsification after pleading not guilty to felony illegal voting.

Fairborn Municipal Court Judge Beth Root sentenced McMillan to 20 days in county jail.

(https://web.archive.org/web/20130821061641/http://mediatrackers.org/assets/uploads/2013/07/20130624_GREENECOUNTY_SHERIFFSOFFICE_VIRGINIAMC)

Catherine Engelbrecht, president of Texas-based elections watchdog True The Vote, expressed concern about McMillan’s ability to cast a second vote on election day after voting early.

“Ms. McMillan arrived at the polls knowing she had already voted once. In this situation, protocol should have been for the poll worker to first inform her that her voter file indicated she’d already cast a ballot,” Engelbrecht told Media Trackers. “If the voter still claimed not to have voted, she should have been given a provisional ballot, which would have been kept separate from the regular ballots until the issue was reviewed; instead the poll worker gave her a regular ballot, so she got to vote twice.”

“Without the internal audit, this case of vote fraud would have gone unnoticed,” Engelbrecht added. “A well-trained poll worker would likely have thwarted Ms. McMillan’s ‘test.’”



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