



Board of Elections

April 9, 2024

Honorable Novelle E. Francis, Jr.
President, 35th Legislature of the Virgin Islands
3022 Estate Golden Rock
St. Croix, VI 00820

HAND DELIVERED and SENT VIA Email : senatorfrancis@legvi.org

Dear Senate President Francis:

As you are aware, District Court Chief Judge Robert A. Molloy rendered his judgement in Case No. 3:22-cv-0049 on January 10, 2024. It is imperative that the 35th Legislature of the Virgin Islands convene to address his ruling on the unconstitutionality of sections of **Title 18 V.I.C.**, specifically the following: **§232; §301(a); §303(a-c); §304(a); §305; §306(a); §307; and §342.**

In fact, the aforementioned statutes are of no effect, therefore non-enforceable. Any earlier decisions pursuant to same are subject to reversal upon challenge, as currently evidenced in Case No. 3:22-cv-0049. The Virgin Islands Board of Elections must address the implications of such on the fast approaching 2024 Primary Elections.

Please inform the BOE of the scheduling of this requested hearing by the Committee of the Whole or the designated Committee of jurisdiction. Your immediate attention in this matter is warranted.

Respectfully,

Alecia M. Wells, CERA
Chairwoman – Virgin Islands Board of Elections

Cc: Virgin Islands Board of Elections Members
Caroline F. Fawkes – ESVI Supervisor of Elections
Members of the 35th Legislature of the Virgin Islands
Amos W. Carty, Jr. – VI Legislature Chief Legal Counsel
Iver Stridiron – VI Legislature Code Revisor

ST. CROIX
P.O. Box 1499
KINGSHILL, St. CROIX
VI00851 - 1499
PHONE: (340) 773-1021
FAX (340) 773-4523

PHYSICAL
ADDRESS:
SUNNY ISLE ANNEX
UNIT 4, 93A
ST. CROIX VI 00823

ST. THOMAS
P.O. Box 6038
ST. THOMAS, VI00801
PHONE (340)774-3107
FAX: (340) 776-2391

PHYSICAL ADDRESS:
9200 LOCKHART GARDEN
ST. Thomas, VI00802

ST. JOHN
P.O. Box 6038
ST. THOMAS VI 00801
Phone (340)776-6535
FAX. (340) 776-2391

PHYSICAL
ADDRESS: THE
BATTERY ST. JOHN

IDD TOLL FREE:
1-877-773-1021

WEBSITE:
www.vivote.gov

EMAIL:
eilectionsys@unitedstates.vi