

STATE OF NEW YORK
NEW YORK STATE BOARD OF ELECTIONS

In the Matter of:

DOMINICK CICIARELLI,

Complainant,

HAVA Complaint No. 25-07
Determination

-v-

NICHOLAS PARO,

Respondent.

Procedural Background

On April 3, 2025, the New York State Board of Elections (hereinafter “NYSBOE”) received a written, sworn, signed, and notarized Complaint (hereinafter the “Complaint”) dated March 26, 2025, filed by Dominick Ciciarelli, alleging certain conduct that constitutes violations of Title III of the Help America Vote Act of 2002 (52 U.S.C. § 21081) (hereinafter “HAVA”).

While the gravamen of the Complaint is not entirely clear, it would appear the Complaint alleges that the Respondent, Nicholas Paro, serves as Town Supervisor for the Town of Salina. At the regular meeting of the Town Board on March 24, 2025, the Board appears to have held a public hearing on a proposed Anti-Nepotism Law, which was then approved without any speakers against said local law. The Complaint alleges that said local law is violative of the First Amendment to the United States Constitution.

Jurisdiction

Section 402 of the Help America Vote Act of 2002 requires New York State to create a state based administrative complaint procedure to assure compliance with Title III of the Help America Vote Act of 2002 (hereinafter HAVA). Title III has three substantive sections: 1) voting system standards; 2) provisional voting and voting information requirements; and 3) computerized statewide voter registration list

requirements and requirements for voters who register by mail. Nothing in Title III discusses any of the issues contained within the Complaint.

Determination

The Complaint has failed to allege a violation of Title III of HAVA. Furthermore, the relief being sought within the Complaint – specifically, that the Town of Salina be restricted from implementing the local law in question – is beyond the scope of relief that can be granted through the HAVA administrative process.

For the reasons stated above, the Complaint is hereby dismissed.

Dated: April 4, 2025

Kevin G. Murphy
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