EFILED IN OFFICE
CLERK OF SUPERIOR COURT
HALL COUNTY, GEORGIA
2026CV002195
JASON J. DEAL
NOV 25, 2026 10:15 AM
Mark Pettitt, Clerk
Hall County, Georgia

IN THE SUPERIOR COURT OF HALL COUNTY
STATE OF GEORGIA

SOO HONG,

Petitioner,

v.

HALL COUNTY BOARD OF ELECTIONS AND REGISTRATION; GWINNETT COUNTY BOARD OF REGISTRATIONS AND ELECTIONS; and CHRISTOPHER LUCHEY, Candidate for Georgia House of Representatives District 103,

Respondents.

Civil Action File No.

_____

VERIFIED PETITION TO CONTEST THE RESULT OF THE NOVEMBER 3, 2026 GENERAL ELECTION FOR GEORGIA HOUSE OF REPRESENTATIVES DISTRICT 103

INTRODUCTION

Petitioner Soo Hong ("Petitioner" or "Representative Hong") files this Verified Petition to Contest the Result of the November 3, 2026 General Election for Georgia House of Representatives District 103 ("HD 103") under O.C.G.A. § 21-2-520 *et seq*.

The certified result shows that Respondent Christopher Luchey received 35 more votes than Representative Hong out of roughly 24,000 votes cast. Petitioner has identified at least 93 votes that were cast by people who were not eligible to vote in HD 103 because they had moved their legal residence outside of the district before the October 5, 2026 voter registration deadline and did not lawfully update their registration. Georgia law

does not allow a person to vote in a county or district where he or she no longer lives. Each of these votes is an illegal vote under O.C.G.A. § 21-2-522(3).

Because the number of illegal votes exceeds the 35-vote margin, the result of the Election is, at a minimum, placed in doubt. Georgia law requires the Court to declare the Election invalid and order a new election. O.C.G.A. § 21-2-527(d).

PARTIES

1. Petitioner Soo Hong is the current State Representative for HD 103 and was the Republican candidate for HD 103 in the Election. She resides at 2662 Collins Cove Ave., Lawrenceville, Georgia 30043, in Gwinnett County, within HD 103. As a candidate in the Election, she is entitled to contest its result under O.C.G.A. § 21-2-521 and is a "contestant" as defined in O.C.G.A. § 21-2-520(1).

2. Respondent Hall County Board of Elections and Registration (the "Hall Board") is the election superintendent for Hall County and is one of the superintendents that conducted the Election. O.C.G.A. § 21-2-520(2)(C). The Hall Board may be served through its Chair, Jack Noa, at 2875 Browns Bridge Road, Lower Level, Gainesville, Georgia 30504.

3. Respondent Gwinnett County Board of Registrations and Elections (the "Gwinnett Board," and together with the Hall Board, the "Boards") is the election superintendent for Gwinnett County and is one of the superintendents that conducted the Election. O.C.G.A. § 21-2-520(2)(C). The Gwinnett Board may be served through its Chair, David Hancock, at 455 Grayson Highway, Suite 200, Lawrenceville, Georgia 30046.

4. Respondent Christopher Luchey or Chris Luchey ("Luchey") was the Democratic candidate in the Election and is the person declared elected. He is a "defendant" under O.C.G.A. § 21-2-520(2)(A) and a candidate who must be named and served under O.C.G.A. § 21-2-524(a)(4) and (f). He resides at 7115 Lake Edge Drive, Flowery Branch, Georgia 30542 in Hall County.

JURISDICTION, VENUE, AND TIMELINESS

5. This Court has jurisdiction over this contest under O.C.G.A. §§ 21-2-521 and 21-2-523.

6. Venue is proper in this Court under O.C.G.A. § 21-2-523(a) because Respondent Hall County Board of Elections and Registration and Respondent Luchey reside in Hall County.

7. This Petition is timely. The Secretary of State certified the consolidated returns for the Election on November 20, 2026. This Petition is filed on November 25, 2026, within five days after that certification, as required by O.C.G.A. § 21-2-524(a).

8. Petitioner's verification of this Petition under O.C.G.A. § 21-2-524(d) is attached.

9. As required by O.C.G.A. § 21-2-524(b), a copy of this Petition is being served on the Chair of the State Election Board by statutory overnight delivery, and a certificate of that service is filed with this Petition.

STATEMENT OF CONTEST UNDER O.C.G.A. § 21-2-524(a)

10. In compliance with O.C.G.A. § 21-2-524(a), Petitioner states:

(1) **Qualification to contest:** Petitioner was a candidate for the office of Georgia State Representative, District 103, in the Election and is entitled to contest its result under O.C.G.A. § 21-2-521.

(2) **Desire to contest and office involved:** Petitioner contests the result of the November 3, 2026 General Election for the office of Georgia State Representative, District 103.

(3) **Names of Defendants:** The Hall County Board of Registrations and Elections, the Gwinnett County Board of Elections and Registration, and Chris Luchey.

(4) **Candidates who were involved:** Soo Hong (Republican) and Chris Luchey (Democrat).

(5) **Ground of contest:** Illegal votes were received sufficient to change or place in doubt the result (O.C.G.A. § 21-2-522(3)).

(6) **Date result was officially declared:** The Boards certified their county returns on or about November 9, 2026, and the Secretary of State certified the consolidated returns on November 20, 2026.

(7) **Relief sought:** A declaration that the Election is invalid and an order calling a new election, along with the other relief in the Prayer for Relief.

(8) **Other facts:** The facts set out in this Petition.

FACTUAL BACKGROUND

The Election

11. HD 103 includes parts of northern Gwinnett County and southern Hall County.

12. The General Election for HD 103 was held on November 3, 2026 (the "Election"). Representative Hong and Luchey were the only candidates.

13. The Gwinnett Board and the Hall Board each conducted the Election in their respective portions of HD 103 and each certified its county returns.

14. According to the certified results, Luchey received 12,016 votes and Representative Hong received 11,981 votes, a margin of 35 votes.

15. The Secretary of State certified the consolidated returns for the Election on November 20, 2026.

Georgia Residency and Registration Rules

16. To vote in an election in Georgia, a person must be registered and must be a resident of Georgia and of the county or municipality in which he or she seeks to vote. O.C.G.A. § 21-2-216(a).

17. A person who moves to another county in Georgia with the intent of making the new county his or her residence loses residence in the former county. O.C.G.A. § 21-2-217(a). A person who registers to vote in another state, county, or district is considered to have changed residence. O.C.G.A. § 21-2-217(a)(2)(A).

18. The deadline to register to vote for the November 3, 2026 election was Monday, October 5, 2026, the fifth Monday before the Election. O.C.G.A. § 21-2-224(a).

19. A voter who moves to another Georgia county must register in the new county before the voter-registration deadline. O.C.G.A. § 21-2-218(b), (c). Only a voter who moves from one county to another after the fifth Monday before an election may vote in the county where he or she remains registered. O.C.G.A. § 21-2-218(e). Otherwise, "[n]o person shall vote in any county or municipality other than the county or municipality of such person's residence." O.C.G.A. § 21-2-218(f).

20. A voter who changed residence out of a legislative district more than 30 days before an election may not vote in that district's election. *Taggart v. Phillips*, 242 Ga. 454 (1978).

21. A voter who moves out of Georgia and establishes residence in another state is no longer a Georgia resident and is not eligible to vote in a Georgia election. O.C.G.A. §§ 21-2-216(a)(4), 21-2-217(a)(4). Likewise, a voter who moves to another county with the intention of making the new county his or her residence has lost residence in their former county. O.C.G.A. § 21-2-217(a)(4.1).

22. Accordingly, a person who moved out of HD 103 to another district, county, or state on or before October 5, 2026, and who then voted in the Election, cast an illegal vote that should not have been counted in the HD 103 election.

23. Petitioner reviewed the voter-registration and voter-history records for the Election maintained by the Boards and the Secretary of State and compared them with National Change of Address data, county property records, and other public records. That review resulted in identifying individuals who moved out of HD 103 prior to the deadline and yet still voted in the race.

24. This review identified at least 93 people who voted in the Election even though they had moved their residence out of HD 103 on or before October 5, 2026, and had not lawfully updated their registration by that date.

25. The voters identified fall into several specific categories, each of which is provided on information and belief, based on public records and interviews with at least some of the affected individuals.

26. First, research shows that 17 individuals previously owned property in HD 103, sold that property before the voter-registration deadline, purchased property outside of HD 103 prior to the voter-registration deadline, reside outside of HD 103, and voted in the HD 103 election. Given the lack of any continuing intent to maintain residence in HD 103, those individuals were ineligible to vote in the HD 103 election.

27. Second, research shows that 17 individuals previously were associated with property in HD 103, purchased property outside of HD 103 prior to the voter-registration deadline, reside outside of HD 103, and voted in the HD 103 election. Given the lack of any continuing intent to maintain residence in HD 103, those individuals were ineligible to vote in the HD 103 election.

28. Third, research shows that 5 individuals previously were associated with property in HD 103 and, prior to the voter-registration deadline, identified an address owned by someone with the same last name as the voter as their address outside of HD 103, and voted in the HD 103 election. Given the lack of any continuing intent to maintain residence in HD 103, those individuals were ineligible to vote in the HD 103 election.

29. Fourth, research shows that 5 individuals who previously were associated with an address in HD 103 but have moved into senior living care or into the home of a family member outside of HD 103 prior to the voter-registration deadline, and voted in the HD 103 election. Given the lack of any continuing intent to maintain residence in HD 103, those individuals were ineligible to vote in the HD 103 election.

30. Fifth, research shows that 49 individuals who previously were associated with an address in HD 103 have moved to a new address outside of HD 103 prior to the

voter-registration deadline, did not retain any connection to their prior address, and voted in the HD 103 election. Given the lack of any continuing intent to maintain residence in HD 103, those individuals were ineligible to vote in the HD 103 election.

31. Petitioner's investigation is ongoing. Petitioner expects to identify additional illegal votes as the Boards produce records and reserves the right to amend this Petition under O.C.G.A. § 21-2-524(g).

LEGAL STANDARD

32. A result of an election may be contested when "illegal votes have been received or legal votes rejected at the polls sufficient to change or place in doubt the result." O.C.G.A. § 21-2-522(3).

33. When illegal voting is alleged, a contestant need only show that electors voted in the contest being challenged and that a sufficient number of them were not qualified to vote. *Martin v. Fulton Cnty. Bd. of Registration & Elections*, 307 Ga. 193, 222–23 (2019); *see also McIntosh County Board of Elections v. Deverger*, 282 Ga. 566, 566 (2007) (citing *Taggart v. Phillips*, 242 Ga. 454 (1978)). The contestant does not have to show how the illegal voters voted. It is enough to show that there were enough illegal votes to place the result in doubt. *Mead v. Sheffield*, 278 Ga. 268, 271 (2004).

34. When the number of illegal votes equals or exceeds the margin of victory, the result is placed in doubt, and the Court must declare the election invalid and call a new election. O.C.G.A. § 21-2-527(d); *Deverger*, 282 Ga. at 566.

COUNT I: ILLEGAL VOTES RECEIVED (O.C.G.A. § 21-2-522(3))

35. Petitioner incorporates Paragraphs 1 through 34 as if fully stated here.

36. At least 93 people voted in the Election even though they had changed their residence out of HD 103 on or before October 5, 2026.

37. None of these people were eligible to vote in the Election, and each cast an illegal vote.

38. The margin in the Election is 35 votes. 93 illegal votes exceed that margin.

39. The illegal votes received are sufficient to change or place in doubt the result of the Election. The Election should be declared invalid, and a new election should be ordered.

PRAYER FOR RELIEF

WHEREFORE, Petitioner respectfully asks the Court to:

> (a) Direct the Clerk to issue special process under O.C.G.A. § 21-2-524(f) requiring Respondents to appear and answer this Petition on a day not less than five nor more than ten days after service;
>
> (b) Set a prompt hearing under O.C.G.A. § 21-2-525 and decide this contest in a bench trial;
>
> (c) Order the Boards to preserve and produce, on an expedited basis, all records relating to the Election, including voter registration records, voter history, absentee ballot applications and envelopes, advance voting and Election Day check-in records, change-of-address records, and list maintenance records;
>
> (d) Declare the November 3, 2026 General Election for Georgia House of Representatives District 103 invalid under O.C.G.A. § 21-2-527(d) and order a new election;
>
> (e) Order the Boards to follow procedures, to be determined after hearing, to ensure that only eligible voters participate in the new election;

(f) Tax costs against Respondents under O.C.G.A. § 21-2-529; and

(g) Grant such other relief as the Court deems just and proper.

Respectfully submitted this 25th day of November, 2026.

TYSON YOUNKER LLC

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STATE OF GEORGIA

SOO HONG, *Petitioner,* v. HALL COUNTY BOARD OF ELECTIONS AND REGISTRATION; GWINNETT COUNTY BOARD OF REGISTRATIONS AND ELECTIONS; and CHRIS LUCHEY, Candidate for Georgia House of Representatives District 103, *Respondents.*	Civil Action File No. _____

VERIFICATION OF SOO HONG

Personally appeared before the undersigned officer, duly authorized to administer oaths, Soo Hong, who, after being duly sworn, states as follows:

1. My name is Soo Hong. I am over the age of 21, I am competent to make this verification, and I make it of my own personal knowledge.

2. I reside at 2662 Collins Cove Ave., Lawrenceville, Georgia 30043, within Georgia House of Representatives District 103. I was a candidate for that office in the November 3, 2026 General Election.

3. I have read the Verified Petition to Contest the Result of the November 3, 2026 General Election for Georgia House of Representatives District 103. I believe the facts stated in the Petition are true.

4. To the best of my knowledge and belief, the result of the Election is illegal and the return of the Election is incorrect.

5. This Petition is not made for delay and is made in good faith. O.C.G.A. § 21-2-524(d).

Soo Hong

Sworn to and subscribed before me
this 25 day of November, 2024

PAIGE LINDER
Notary Public, Georgia
Cherokee County
My Commission Expires
August 18, 2028

Notary Public
My commission expires: August 18, 2028

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CERTIFICATE OF SERVICE ON THE STATE ELECTION BOARD

I certify that, as required by O.C.G.A. § 21-2-524(b), I have this day served a copy of the foregoing Verified Petition to Contest the Result of the November 3, 2026 General Election for Georgia House of Representatives District 103 on the Chair of the State Election Board, John Fervier, by statutory overnight delivery, addressed as follows:

John Fervier, Chair
Georgia State Election Board
2 MLK Jr. Drive SE
Floyd Building/West Tower
Suite 324
Atlanta, GA 30334

This 25th day of November, 2026.

TYSON YOUNKER LLC

/s/ Bryan P. Tyson
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