

Justin Riches

From: AO Records <records@americanoversight.org>
Sent: Wednesday, December 16, 2020 2:01 PM
To: Justin Riches
Cc: Norm Moore
Subject: Re: Public Records Request

Justin,

Thanks for reaching out and my apologies for my delay in responding. For item 1 of our request, we are willing to limit the search to the following domains/people:

1. @donaldtrump.com
2. @donaldjtrump.com
3. @trumpvictory.com
4. @trumporg.com
5. @falkirkcenter.com
6. @thomasmore.org
7. @gop.com
8. @rnchq.com
9. @rdpstrategies.com
10. @giulianisecurity.com
11. Giulianipartners.com
12. Gdcillc.com
13. @digenovatoensing.com
14. @federalappeals.com
15. Who.eop.gov
16. Mail.house.gov
17. Senate.gov
18. Drpaulgosar.com
19. @biggsforcongress.com
20. Rep. Paul Gosar*
21. Rep. Andy Biggs*

For item 3 of our request, we are willing to cut the number of key terms to just the following sixteen terms:

1. "Jenna Ellis"
2. "Trump Campaign"
3. Giuliani
4. Electoral
5. Electors
6. Elector
7. Dominion
8. Ward
9. Delegate
10. Delegates
11. 16-2-212
12. 12/14/20
13. 12/14
14. "December 14"
15. "Dec. 14"
16. Harvesting

*I realize our item 1 list goes over your 20 key term limit – we wouldn't object to searching for "Gosar" and "Biggs" as key terms as part of item 3 in lieu of including their names at the end of our list for item 1 if that makes it logistically easier for you all.

Happy to discuss further as needed.

Thanks,

Christine

From: Justin Riches <JRiches@azleg.gov>
Date: Thursday, December 10, 2020 at 2:31 PM
To: AO Records <records@americanoversight.org>
Cc: Norm Moore <NMoore@azleg.gov>
Subject: Public Records Request

EXTERNAL SENDER

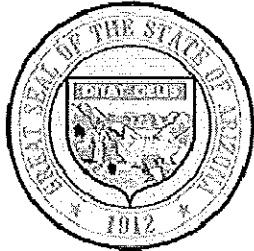
Dear Ms. Monahan,

Acknowledging receipt of your public records request submitted to the Arizona House of Representatives (attached). With regard to your request, we will need some further information and clarification to help expedite processing. Our search system is designed to search, at most, 20 key words or subject matters. Your request includes 37 broad key terms as well as references to approximately 50 external parties to search within the scope of the request. Further, in my experience, searching key terms such as "audit", "fraud", "integrity", "electors" and "anomaly", among others in your request, produces an extremely large amount of general and irrelevant information that must be further processed and reviewed, which obviously takes a lot of time and resources. Please advise as to how we can narrow the scope of your request to help expedite processing but still help you find the public records you are seeking. If you have any questions or need to discuss further, please do not hesitate to email me or contact my office directly at the number provided below. Any questions regarding public records requests submitted to the Arizona Senate can be directed to Norm Moore, Senate Public Records Counsel (copied).

Thank you,
Justin Riches
Public Records Counsel
(602) 926-5507

Ashley McIver

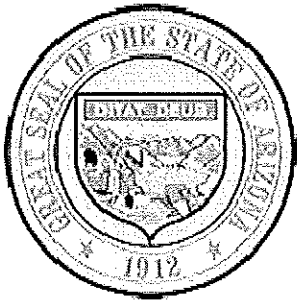
From: Jennifer M. Johnson
Sent: Friday, December 4, 2020 12:21 PM
To: anthony Kern
Subject: FW: Legislative Leaders call for audit of Maricopa County election software and equipment



Jennifer Johnson

Legislative Assistant to
Representative Anthony Kern
Legislative District 20
Arizona House of Representatives

1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



From: House Majority Communications <HouseGOPContact@azleg.gov>
Sent: Friday, December 4, 2020 12:15 PM
Subject: Legislative Leaders call for audit of Maricopa County election software and equipment

Press Release

Arizona State Legislature

Senate President Karen Fann (R-1)

House Speaker Russell Bowers (R-25)

1700 West Washington • Phoenix, Arizona • 85007-2844

Friday, December 4, 2020
FOR IMMEDIATE RELEASE

Legislative Leaders call for audit of Maricopa County election software and equipment

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000003

(Phoenix, State Capitol) --- Senate President Karen Fann and Speaker of the House Rusty Bowers today called for an independent audit of the Dominion software and equipment used by Maricopa County in the 2020 General Election. The two leaders, along with incoming Senate Government Chair Michelle Ugenti-Rita and House Majority Leader Warren Petersen, had numerous phone calls with members of the Maricopa County Board of Supervisors.

"As a longtime advocate for improving and modernizing our election system, I am pleased to learn that the Maricopa County Board of Supervisors is supportive of conducting an independent audit of their voting software and equipment," said Sen. Ugenti-Rita. "It is important we maintain all of the voting public's confidence in our elections and this is a positive first step in the right direction."

"A significant number of voters believe that fraud occurred and with the number of irregularities it is easy to understand why," said House Majority Leader Petersen. "Especially concerning are the allegations made surrounding the vendor Dominion. It is imperative that the County immediately do a forensic audit on the Dominion software and equipment to make sure the results were accurate."

Legislators also emphasized to the supervisors how important it is to move expeditiously on this matter.

###

CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Jennifer M. Johnson
Sent: Friday, December 4, 2020 12:54 PM
To: Andrew Wilder
Subject: Re: Legislative Leaders call for audit of Maricopa County election software and equipment

Thank you!

Jennifer Johnson

Legislative Assistant to
Representative Anthony Kern
Legislative District 20
Arizona House of Representatives
1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



From: Andrew Wilder <AWilder@azleg.gov>
Sent: Friday, December 4, 2020 12:41 PM
To: Jennifer M. Johnson <johnsonj@azleg.gov>
Subject: RE: Legislative Leaders call for audit of Maricopa County election software and equipment

Here is one: <https://www.azleg.gov/press/house/54LEG/2R/201204JOINTSTATEMENTELECTIONAUDIT.pdf>

From: Jennifer M. Johnson <johnsonj@azleg.gov>
Sent: Friday, December 4, 2020 12:25 PM
To: Andrew Wilder <AWilder@azleg.gov>
Subject: FW: Legislative Leaders call for audit of Maricopa County election software and equipment

Hi Andrew,

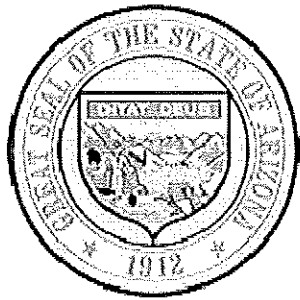
Representative Kern would like to know if you can send him a link for him to use on twitter and facebook.

Thank you,

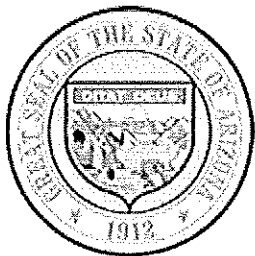
Jennifer Johnson

Legislative Assistant to
Representative Anthony Kern
Legislative District 20
Arizona House of Representatives

1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
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Arizona State Legislature
Senate President Karen Fann (R-1)
House Speaker Russell Bowers (R-25)
1700 West Washington • Phoenix, Arizona • 85007-2844

Friday, December 4, 2020
FOR IMMEDIATE RELEASE

Legislative Leaders call for audit of Maricopa County election software and equipment

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"As a longtime advocate for improving and modernizing our election system, I am pleased to learn that the Maricopa County Board of Supervisors is supportive of conducting an independent audit of their voting software and equipment," said Sen. Ugenti-Rita. "It is important we maintain all of the voting public's confidence in our elections and this is a positive first step in the right direction."

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Legislators also emphasized to the supervisors how important it is to move expeditiously on this matter.

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CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Jennifer M. Johnson
Sent: Friday, December 4, 2020 12:55 PM
To: anthony
Subject: Fw: Legislative Leaders call for audit of Maricopa County election software and equipment

Link below

Jennifer Johnson

Legislative Assistant to
Representative Anthony Kern
Legislative District 20
Arizona House of Representatives
1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



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Sent: Friday, December 4, 2020 12:25 PM
To: Andrew Wilder <AWilder@azleg.gov>
Subject: FW: Legislative Leaders call for audit of Maricopa County election software and equipment

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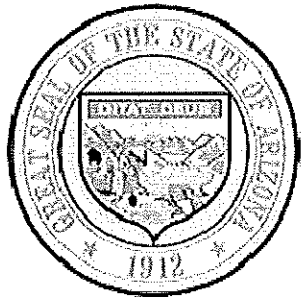
Thank you,

Jennifer Johnson

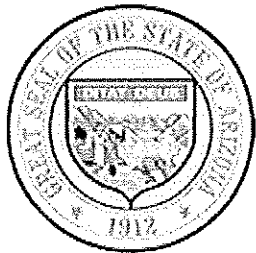
Legislative Assistant to
Representative Anthony Kern
Legislative District 20

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000008

Arizona House of Representatives
1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



From: House Majority Communications <HouseGOPContact@azleg.gov>
Sent: Friday, December 4, 2020 12:15 PM
Subject: Legislative Leaders call for audit of Maricopa County election software and equipment



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MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000009

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###

CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Jennifer M. Johnson
Sent: Friday, December 4, 2020 1:15 PM
To: biasiucciforhouse
Subject: FW: Legislative Leaders call for audit of Maricopa County election software and equipment



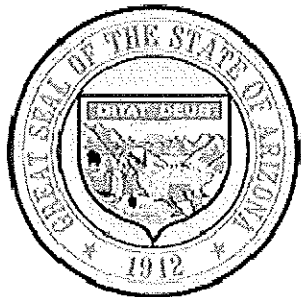
Here is the link for the article below –

<https://www.azleg.gov/press/house/54LEG/2R/201204JOINTSTATEMENTELECTIONAUDIT.pdf>

Jennifer Johnson

Legislative Assistant to
Representative Leo Biasiucci

Majority Whip
Legislative District 5
Arizona House of Representatives
1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



From: House Majority Communications <HouseGOPContact@azleg.gov>
Sent: Friday, December 4, 2020 12:15 PM
Subject: Legislative Leaders call for audit of Maricopa County election software and equipment

Press Release

Arizona State Legislature
Senate President Karen Fann (R-1)
House Speaker Russell Bowers (R-25)
1700 West Washington • Phoenix, Arizona • 85007-2844

Friday, December 4, 2020
FOR IMMEDIATE RELEASE

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000011

Legislative Leaders call for audit of Maricopa County election software and equipment

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602-926-3972
mphilipsen@azleg.gov

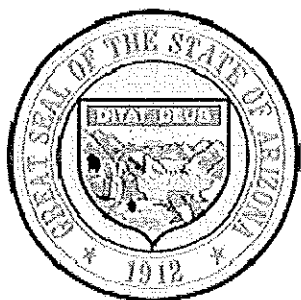
Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Jennifer M. Johnson
Sent: Monday, December 14, 2020 12:48 PM
To: biasiucciforhouse
Subject: FW: Updated Final Draft of Resolution to Congress
Attachments: Electors Resolution Final Signed.docx; Electors Resolution Final Signed.pdf
Importance: High

Jennifer Johnson

Legislative Assistant to
Representative Leo Biasiucci
Majority Whip
Legislative District 5
Arizona House of Representatives
1700 W. Washington Street
Phoenix, AZ 85007
602-926-3186
johnsonj@azleg.gov



From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Monday, December 14, 2020 12:45 PM
To: .HMAJMEMS <MMAJMEMS@azleg.gov>; .SREPMEMS <SREPMEMS@azleg.gov>; .HMAJSECS <HMAJSECS@azleg.gov>; .SREPSECS <SREPSECS@azleg.gov>

Subject: Updated Final Draft of Resolution to Congress
Importance: High

Members, Members Elect and Secretaries,

Here is the latest version of the Resolution (both in Word and PDF), including signatures, so far.

Please let me know **by 2PM Today**, if you'd like your signature added, or removed.

Respectfully,

KayRee Kubat *on behalf of Senator-Elect Kelly Townsend*
Administrative Assistant to
Senator-Elect Kelly Townsend, LD16
Chair of Elections Committee
Arizona House of Representatives
1700 W. Washington St. Phoenix, AZ 85007
602-926-4467
ktownsend@azleg.gov



From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Sunday, December 13, 2020 7:16 PM
To: .HMAJMEMS <MMAJMEMS@azleg.gov>; .SREPMEMS <SREPMEMS@azleg.gov>; .HMAJSECS <HMAJSECS@azleg.gov>; .SREPSECS <SREPSECS@azleg.gov>
Subject: Final Draft of Resolution to Congress

Members,

Attached, please find the final draft of the resolution that will be transmitted to Congress Monday afternoon. If you would like your name added, please let me know before 2:00PM, Monday December 14th.

Best,
Senator-Elect Townsend



A RESOLUTION

WHEREAS, it is the constitutional and legal obligation of the Legislature of the State of Arizona to ensure that the state's presidential electors truly represent the will of the voters of Arizona; and

WHEREAS, pursuant to the direction of Congress as set forth in United States Code, title 3, section 1 as authorized by Article II, section 1, clause 4 of the Constitution of the United States, and state law adopted pursuant thereto, Arizona conducted an election for presidential electors on the Tuesday next after the first Monday in November of 2020—that is, on November 3, 2020; and

WHEREAS, that election was marred by irregularities so significant as to render it highly doubtful whether the certified results accurately represent the will of the voters; and

Whereas, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U.S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

Whereas, the United States Supreme Court and other courts have explained that when a state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer; and

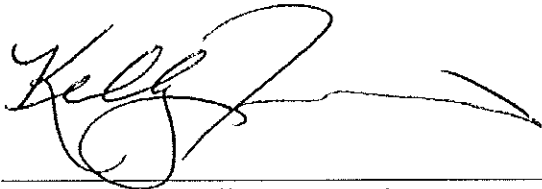
WHEREAS, the undersigned have an obligation to find the truth. For this reason, on several occasions since November 3, we state lawmakers have urged the Speaker of the House, Rusty Bowers, to authorize fact-finding hearings. Rather than act in a timely manner, however, the Speaker delayed until after the election was certified. He now cites that very certification as a reason not to act. This leaves the uncertainty of the election results in a state that requires investigation and resolution; and

WHEREAS, ongoing election irregularity litigation is currently active, and there are unresolved disputes by both the Legislature and at least on Presidential campaign, rendering the election inconclusive as of this signing,

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that the alternate 11 electoral votes be accepted for to Donald J. Trump or to have all electoral votes nullified completely until a full forensic audit can be conducted. In the event that this election is not decertified, we will be forced to send a second slate of electors for consideration. The historical precedence for this is in the 1876 Tilden vs. Hayes Presidential election, where four states with disputed election results sent two separate electoral slates to the U.S. Senate - one from the Governor, and a second slate drafted by the state legislature.

Be it further resolved that the United States Congress is not to consider a slate of electors from the State of Arizona until the Legislature deems the election to be final and all irregularities resolved.



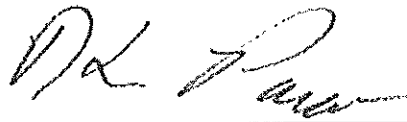
Senator Elect Kelly Townsend
Legislative District 16



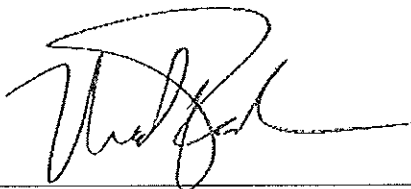
Representative Bret Roberts
Legislative District 11



Senator Paul Boyer
Legislative District 20



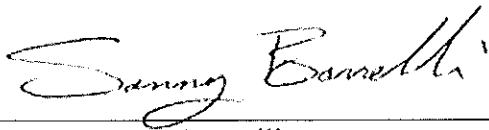
Representative Kevin Payne
Legislative District 20



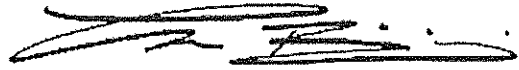
Representative Mark Finchem
Legislative District 11



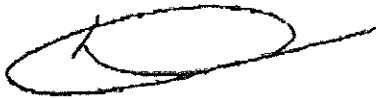
Senator David Farnsworth
Legislative District 16



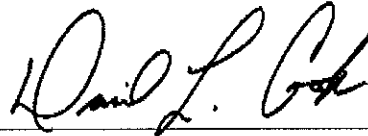
Senator Sonny Borrelli
Legislative District 5



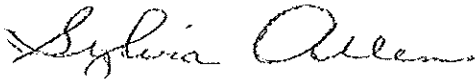
Representative Leo Biasiucci
Legislative District 5



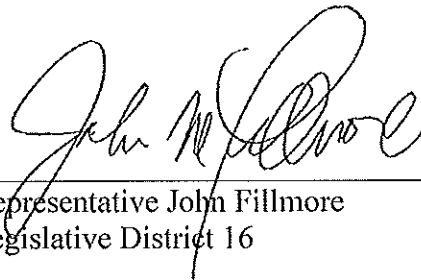
Representative Anthony Kern
Legislative District 20



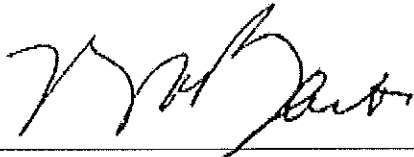
Representative David Cook
Legislative District 8



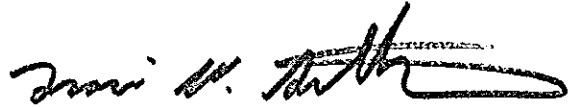
Senator Sylvia Allen
Legislative District 15



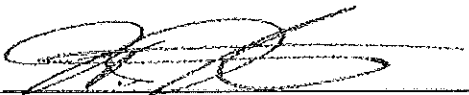
Representative John Fillmore
Legislative District 16



Senator Elect Nancy Barto
Legislative District 15



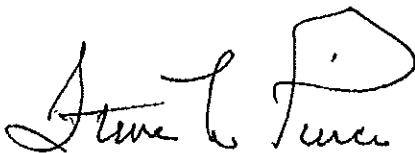
Representative Travis Grantham
Legislative District 12



Majority Leader Warren Petersen
Legislative District 12



Representative Walter Blackman
Legislative District 6



Representative Steve Pierce
Legislative District 1

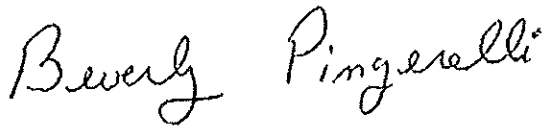
Members-Elect concurring...



Representative Elect Jacqueline Parker
Legislative District 16



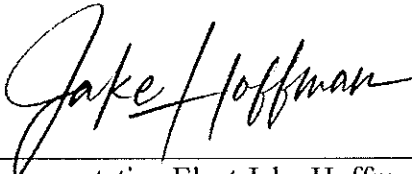
Representative Elect Brenda Barton
Legislative District 6



Representative Elect Beverly Pingerelli
Legislative District 21



Representative Elect Joseph Chaplik
Legislative District 23



Representative Elect Jake Hoffman
Legislative District 12

Representative Elect Judy Burges
Legislative District 1

Representative Elect Wendy Rogers
Legislative District 12



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Whereas, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U.S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

Whereas, the United States Supreme Court and other courts have explained that when a state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer; and

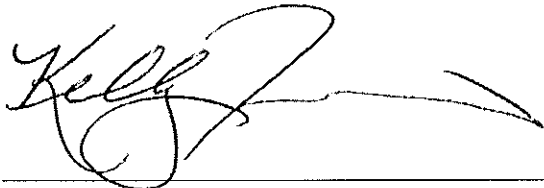
WHEREAS, the undersigned have an obligation to find the truth. For this reason, on several occasions since November 3, we state lawmakers have urged the Speaker of the House, Rusty Bowers, to authorize fact-finding hearings. Rather than act in a timely manner, however, the Speaker delayed until after the election was certified. He now cites that very certification as a reason not to act. This leaves the uncertainty of the election results in a state that requires investigation and resolution; and

WHEREAS, ongoing election irregularity litigation is currently active, and there are unresolved disputes by both the Legislature and at least on Presidential campaign, rendering the election inconclusive as of this signing,

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that the alternate 11 electoral votes be accepted for to Donald J. Trump or to have all electoral votes nullified completely until a full forensic audit can be conducted. In the event that this election is not decertified, we will be forced to send a second slate of electors for consideration. The historical precedence for this is in the 1876 Tilden vs. Hayes Presidential election, where four states with disputed election results sent two separate electoral slates to the U.S. Senate - one from the Governor, and a second slate drafted by the state legislature.

Be it further resolved that the United States Congress is not to consider a slate of electors from the State of Arizona until the Legislature deems the election to be final and all irregularities resolved.



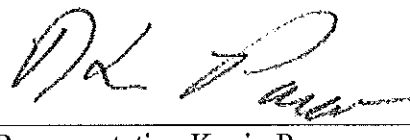
Senator Elect Kelly Townsend
Legislative District 16



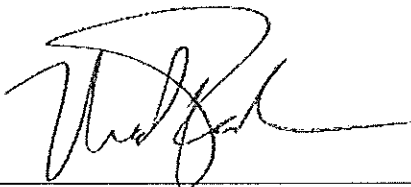
Representative Bret Roberts
Legislative District 11



Senator Paul Boyer
Legislative District 20



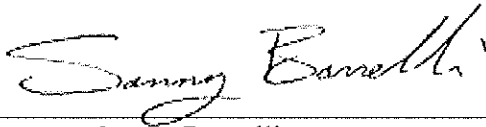
Representative Kevin Payne
Legislative District 20



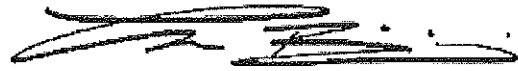
Representative Mark Finchem
Legislative District 11



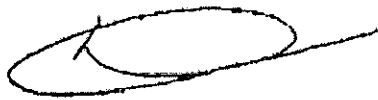
Senator David Farnsworth
Legislative District 16



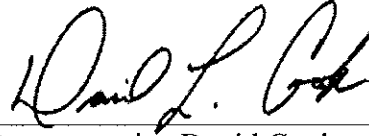
Senator Sonny Borrelli
Legislative District 5



Representative Leo Biasiucci
Legislative District 5



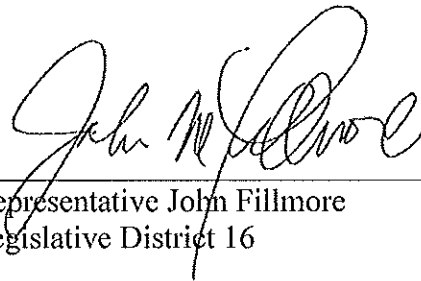
Representative Anthony Kern
Legislative District 20



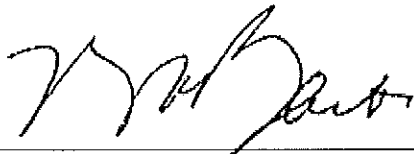
Representative David Cook
Legislative District 8



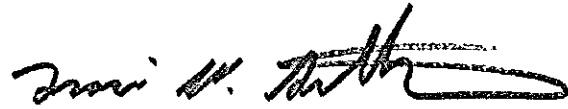
Senator Sylvia Allen
Legislative District 15



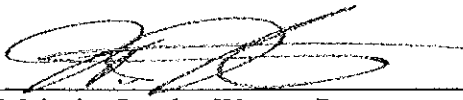
Representative John Fillmore
Legislative District 16



Senator Elect Nancy Barto
Legislative District 15



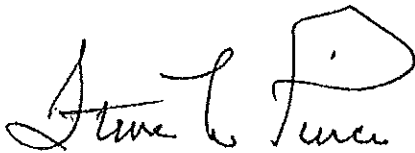
Representative Travis Grantham
Legislative District 12



Majority Leader Warren Petersen
Legislative District 12



Representative Walter Blackman
Legislative District 6



Representative Steve Pierce
Legislative District 1

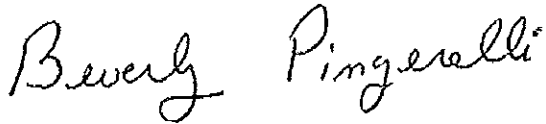
Members-Elect concurring...



Representative Elect Jacqueline Parker
Legislative District 16



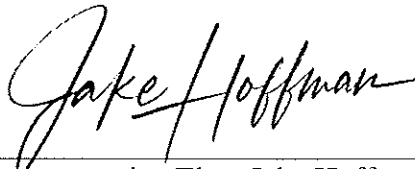
Representative Elect Brenda Barton
Legislative District 6



Representative Elect Beverly Pingerelli
Legislative District 21



Representative Elect Joseph Chaplik
Legislative District 23



Representative Elect Jake Hoffman
Legislative District 12

Representative Elect Judy Burges
Legislative District 1

Representative Elect Wendy Rogers
Legislative District 12

Ashley McIver

From: Kelly Townsend
Sent: Thursday, December 17, 2020 4:04 PM
To: Christopher.M.Hodgson@ovp.eop.gov
Cc: Kelly Townsend
Subject: RE: Need email address to send AZ Resolution to VP Pence

Importance: High

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Christopher,

I would also like to send this all members of Congress.

What is the best and simplest way for this to reach them?

Thank you, again, for your help.

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

From: Kelly Townsend
Sent: Thursday, December 17, 2020 11:54 AM
To: Christopher.M.Hodgson@ovp.eop.gov
Subject: FW: Need email address to send AZ Resolution to VP Pence

Christopher,

Please find attached a resolution from current and elected legislators in Arizona who request that the alternate slate of electors are acknowledged while the legal challenges are resolved in our state. Would you be able to forward this to the Vice President?

I look forward to hearing from you.

Best,

Kelly J. Townsend
Chair – Elections Committee
Member, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000025

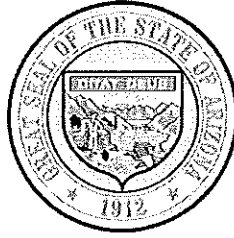
Ashley McIver

From: Kelly Townsend
Sent: Monday, December 14, 2020 3:39 PM
To: vice.president@whitehouse.gov
Subject: Arizona Legislators Submit Joint Resolution Regarding Electoral College Vote
Attachments: Arizona Joint Resolution Regarding Electors.pdf

Please find attached a joint resolution from Legislators in Arizona regarding the acceptance of an alternate slate of electors, due to the election being in dispute. We will allow for an addendum as additional members of the Legislature permit their names to be added. Please feel free to contact my office with any questions.

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Member, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov



A JOINT RESOLUTION OF THE 54TH LEGISLATURE,

STATE OF ARIZONA

TO

THE 116TH CONGRESS, OFFICE OF THE PRESIDENT OF THE SENATE, PRESIDING.

WHEREAS, it is the constitutional and legal obligation of the Legislature of the State of Arizona to ensure that the state's presidential electors truly represent the will of the voters of Arizona; and

WHEREAS, pursuant to the direction of Congress as set forth in United States Code, title 3, section 1 as authorized by Article II, section 1, clause 4 of the Constitution of the United States, and state law adopted pursuant thereto, Arizona conducted an election for presidential electors on the Tuesday next after the first Monday in November of 2020—that is, on November 3, 2020; and

WHEREAS, that election was marred by irregularities so significant as to render it highly doubtful whether the certified results accurately represent the will of the voters; and

WHEREAS, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U.S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

WHEREAS, the United States Supreme Court and other courts have explained that when a state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer; and

WHEREAS, legal precedent exists where in 1960 the State of Hawaii sent an alternate slate of electors while the Presidential election was still in question in order to meet the deadline of selecting electors, and upon recount the alternate slate of electors' ballots were ultimately counted; and

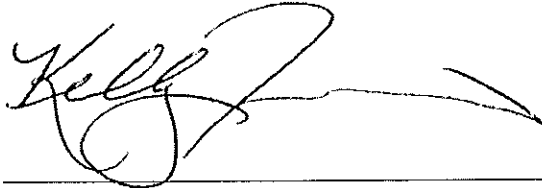
WHEREAS, the undersigned have an obligation to find the truth. For this reason, on several occasions since November 3, we state lawmakers have requested fact-finding hearings to include a comprehensive and independent forensic audit. At this time, no such audit has been authorized. This leaves the uncertainty of the election results in a state that requires further investigation and resolution; and

WHEREAS, the Senate Judiciary standing committee today called for a forensic audit of various election irregularities, ongoing litigation is currently active, and there are unresolved disputes by both the Legislature and at least one Presidential campaign, rendering the election inconclusive as of date of signing of this letter,

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that the alternate 11 electoral votes be accepted for to Donald J. Trump or to have all electoral votes nullified completely until a full forensic audit can be conducted. Be it further resolved that the United States Congress is not to consider a slate of electors from the State of Arizona until the Legislature deems the election to be final and all irregularities resolved

Signed this day, 14 December, 2020.



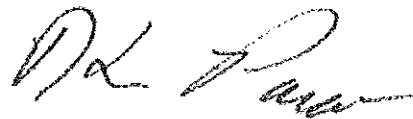
Senator Elect Kelly Townsend
Legislative District 16



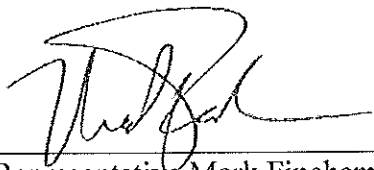
Representative Bret Roberts
Legislative District 11



Senator Paul Boyer
Legislative District 20



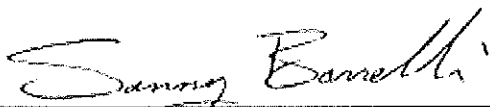
Representative Kevin Payne
Legislative District 21



Representative Mark Finchem
Legislative District 11



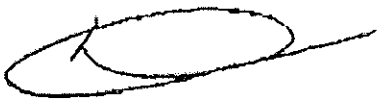
Senator David Farnsworth
Legislative District 16



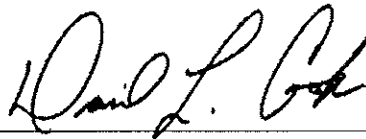
Senator Sonny Borrelli
Legislative District 5



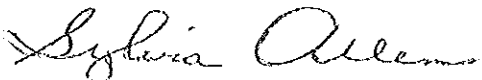
Representative Leo Biasiucci
Legislative District 5



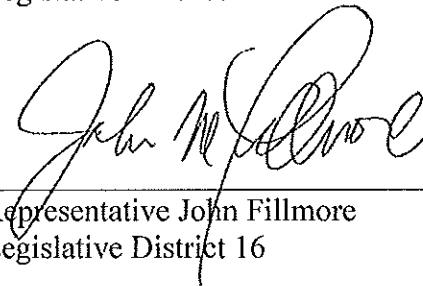
Representative Anthony Kern
Legislative District 20



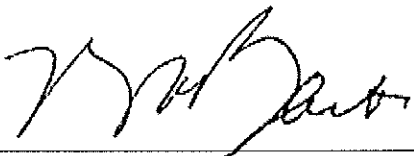
Representative David Cook
Legislative District 8



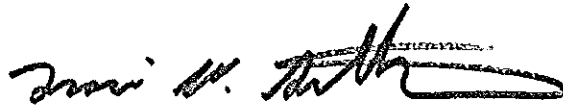
Senator Sylvia Allen
Legislative District 15



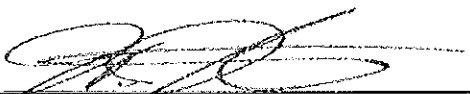
Representative John Fillmore
Legislative District 16



Senator Elect Nancy Barto
Legislative District 15



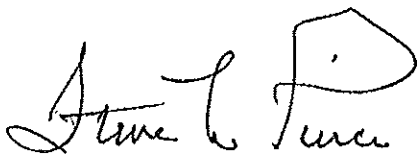
Representative Travis Grantham
Legislative District 12



Majority Leader Warren Petersen
Legislative District 12



Representative Walter Blackman
Legislative District 6



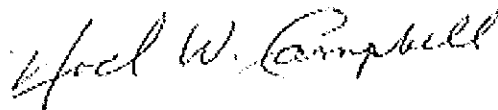
Representative Steve Pierce
Legislative District 1



Representative Shawna Bolick
Legislative District 20

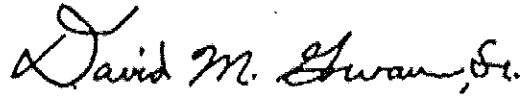


Representative Tony Rivero



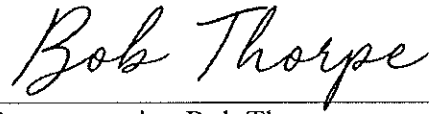
Representative Noel Campbell

Legislative District 21



Senator David Gowan
Legislative District 14

Legislative District 1



Representative Bob Thorpe
Legislative District 6

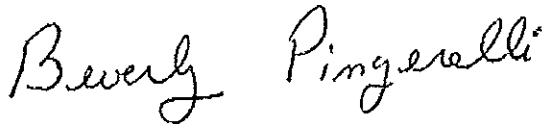
Members-Elect concurring...



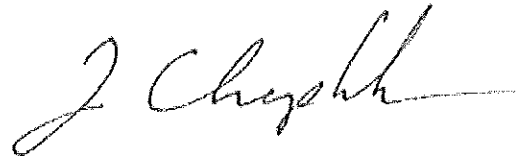
Representative Elect Jacqueline Parker
Legislative District 16



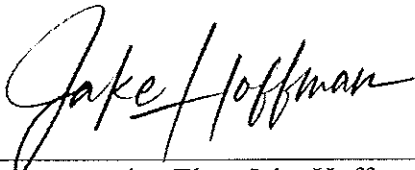
Representative Elect Brenda Barton
Legislative District 6



Representative Elect Beverly Pingerelli
Legislative District 21



Representative Elect Joseph Chaplik
Legislative District 23



Representative Elect Jake Hoffman
Legislative District 12



Representative Elect Judy Burges
Legislative District 1



Senator Elect Wendy Rogers, Lt Col, USAF (ret)
Legislative District 6



Representative Elect Quang Nguyen
Legislative District 1

Addendum permitted and forthcoming, pending the authorization of additional members.

###

Ashley McIver

From: Kelly Townsend
Sent: Monday, December 14, 2020 2:08 PM
To: .HMAJMEMS; .SREPMEMS; .HMAJSECS; .SREPSECS
Subject: UPDATED Final Draft of Resolution to Congress
Attachments: Electors Resolution Final Signed.docx

Importance: High

Members,

Attached, please see the updated Final draft of the Resolution to Congress.

The last one sent was *not updated*. Sorry for any confusion.

Due to this miscommunication, if you'd like to sign, please send your signature by 3:00PM.

Respectfully,

KayRee Kubat *on behalf of Senator-Elect Kelly Townsend*
Administrative Assistant to
Senator-Elect Kelly Townsend, LD16
Chair of Elections Committee
Arizona House of Representatives
1700 W. Washington St. Phoenix, AZ 85007
602-926-4467
ktownsend@azleg.gov



From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Sunday, December 13, 2020 7:16 PM
To: .HMAJMEMS <MMAJMEMS@azleg.gov>; .SREPMEMS <SREPMEMS@azleg.gov>; .HMAJSECS <HMAJSECS@azleg.gov>; .SREPSECS <SREPSECS@azleg.gov>
Subject: Final Draft of Resolution to Congress

Members,

Attached, please find the final draft of the resolution that will be transmitted to Congress Monday afternoon. If you would like your name added, please let me know before 2:00PM, Monday December 14th.

Best,
Senator-Elect Townsend



A RESOLUTION

WHEREAS, it is the constitutional and legal obligation of the Legislature of the State of Arizona to ensure that the state's presidential electors truly represent the will of the voters of Arizona; and

WHEREAS, pursuant to the direction of Congress as set forth in United States Code, title 3, section 1 as authorized by Article II, section 1, clause 4 of the Constitution of the United States, and state law adopted pursuant thereto, Arizona conducted an election for presidential electors on the Tuesday next after the first Monday in November of 2020—that is, on November 3, 2020; and

WHEREAS, that election was marred by irregularities so significant as to render it highly doubtful whether the certified results accurately represent the will of the voters; and

WHEREAS, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U.S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

WHEREAS, the United States Supreme Court and other courts have explained that when a state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer; and

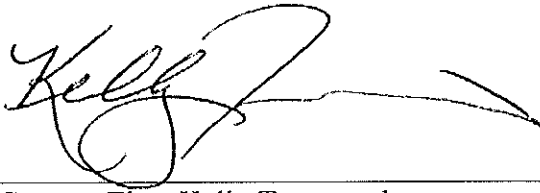
WHEREAS, legal precedent exists where in 1960 the State of Hawaii sent an alternate slate of electors while the Presidential election was still in question in order to meet the deadline of selecting electors, and upon recount the alternate slate of electors' ballots were ultimately counted; and

WHEREAS, the undersigned have an obligation to find the truth. For this reason, on several occasions since November 3, we state lawmakers have requested fact-finding hearings to include a comprehensive and independent forensic audit. At this time, no such audit has been authorized. This leaves the uncertainty of the election results in a state that requires further investigation and resolution; and

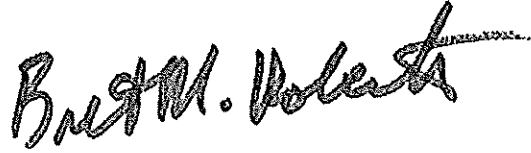
WHEREAS, ongoing election irregularity litigation is currently active, and there are unresolved disputes by both the Legislature and at least one Presidential campaign, rendering the election inconclusive as of date of signing of this letter,

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that the alternate 11 electoral votes be accepted for to Donald J. Trump or to have all electoral votes nullified completely until a full forensic audit can be conducted. Be it further resolved that the United States Congress is not to consider a slate of electors from the State of Arizona until the Legislature deems the election to be final and all irregularities resolved.



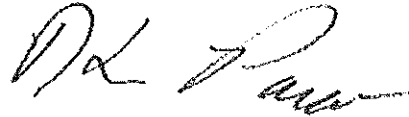
Senator Elect Kelly Townsend
Legislative District 16



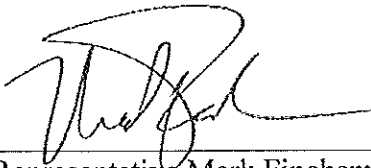
Representative Bret Roberts
Legislative District 11



Senator Paul Boyer
Legislative District 20



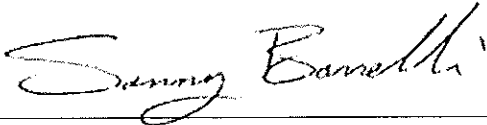
Representative Kevin Payne
Legislative District 20



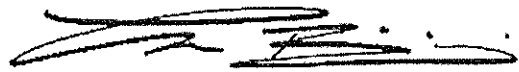
Representative Mark Finchem
Legislative District 11



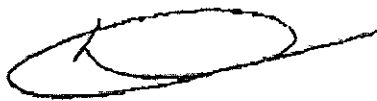
Senator David Farnsworth
Legislative District 16



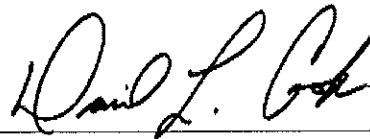
Senator Sonny Borrelli
Legislative District 5



Representative Leo Biasiucci
Legislative District 5



Representative Anthony Kern
Legislative District 20



Representative David Cook
Legislative District 8



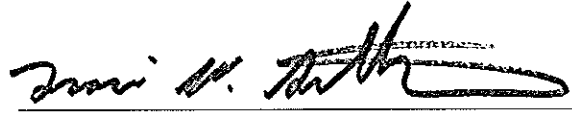
Senator Sylvia Allen
Legislative District 15



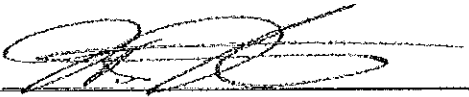
Representative John Fillmore
Legislative District 16



Senator Elect Nancy Barto
Legislative District 15



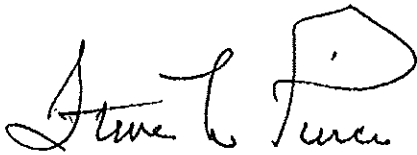
Representative Travis Grantham
Legislative District 12



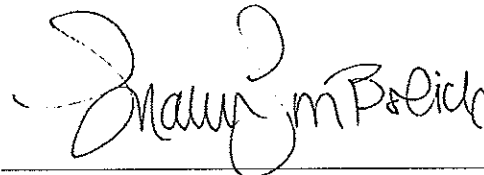
Majority Leader Warren Petersen
Legislative District 12



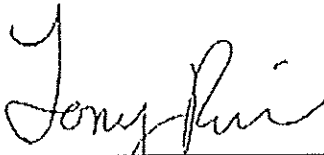
Representative Walter Blackman
Legislative District 6



Representative Steve Pierce
Legislative District 1



Representative Shawnna Bolick
Legislative District 20



Representative Tony Rivero
Legislative District 21

Representative Noel Campbell
Legislative District 1

Representative Bob Thorpe
Legislative District 6

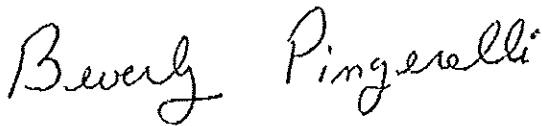
Members-Elect concurring...



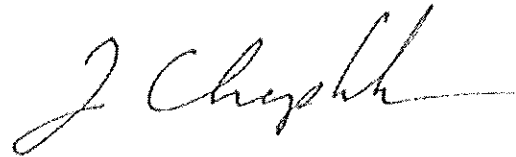
Representative Elect Jacqueline Parker
Legislative District 16



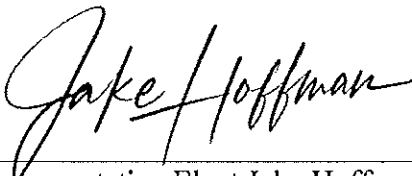
Representative Elect Brenda Barton
Legislative District 6



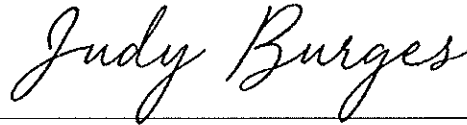
Representative Elect Beverly Pingerelli
Legislative District 21



Representative Elect Joseph Chaplik
Legislative District 23



Representative Elect Jake Hoffman
Legislative District 12



Representative Elect Judy Burges
Legislative District 1



Senator Elect Wendy Rogers,
Legislative District 6

Ashley McIver

From: Kelly Townsend
Sent: Monday, December 14, 2020 8:10 AM
To: Kevin Payne
Cc: Amanda Strickland; Kelly Townsend; Kelly Townsend; KayRee Kubat
Subject: RE: Final Draft of Resolution to Congress

Thank you, Representative Payne. I will add your name and signature the Final Resolution.

I believe the Hawaii election is not being referenced because it was the governor who sent the electors, not the legislature.

But if you have questions, feel free to call Senator Elect Townsend

Respectfully,

KayRee Kubat *on behalf of Senator-Elect Kelly Townsend*
Administrative Assistant to
Senator-Elect Kelly Townsend, LD16
Chair of Elections Committee
Arizona House of Representatives
1700 W. Washington St. Phoenix, AZ 85007
602-926-4467
ktownsend@azleg.gov



From: Kevin Payne <kpayne@azleg.gov>
Sent: Sunday, December 13, 2020 7:55 PM
To: Kelly Townsend <ktownsend@azleg.gov>
Subject: RE: Final Draft of Resolution to Congress

I like it. Please add a reference to the 1960 presidential election in Hawaii.

Please add my name!

Sent from my Samsung Galaxy , an AT&T LTE smartphone

----- Original message -----

From: Kelly Townsend <ktownsend@azleg.gov>
Date: 12/13/20 7:16 PM (GMT-07:00)

To: ".HMAJMEMS" <MMAJMEMS@azleg.gov>, ".SREPMEMS" <SREPMEMS@azleg.gov>, ".HMAJSECS" <HMAJSECS@azleg.gov>, ".SREPSECS" <SREPSECS@azleg.gov>

Subject: Final Draft of Resolution to Congress

Members,

Attached, please find the final draft of the resolution that will be transmitted to Congress Monday afternoon. If you would like your name added, please let me know before 2:00PM, Monday December 14th.

Best,

Senator-Elect Townsend

Ashley McIver

From: Kelly Townsend
Sent: Sunday, December 13, 2020 7:16 PM
To: .HMAJMEMS; .SREPMEMS; .HMAJSECS; .SREPSECS
Subject: Final Draft of Resolution to Congress
Attachments: Electors Resolution.docx

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Members,

Attached, please find the final draft of the resolution that will be transmitted to Congress Monday afternoon. If you would like your name added, please let me know before 2:00PM, Monday December 14th.

Best,
Senator-Elect Townsend

WHEREAS, it is the constitutional and legal obligation of the Legislature of the State of Arizona to ensure that the state's presidential electors truly represent the will of the voters of Arizona; and

WHEREAS, pursuant to the direction of Congress as set forth in United States Code, title 3, section 1 as authorized by Article II, section 1, clause 4 of the Constitution of the United States, and state law adopted pursuant thereto, Arizona conducted an election for presidential electors on the Tuesday next after the first Monday in November of 2020—that is, on November 3, 2020; and

WHEREAS, that election was marred by irregularities so significant as to render it highly doubtful whether the certified results accurately represent the will of the voters; and

Whereas, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U. S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

Whereas, the United States Supreme Court and other courts have explained that when a state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer; and

WHEREAS, the undersigned have an obligation to find the truth. For this reason, on several occasions since November 3, we state lawmakers have urged the Speaker of the House, Rusty Bowers, to authorize fact-finding hearings. Rather than act in a timely manner, however, the Speaker delayed until after the election was certified. He now cites that very certification as a reason not to act. This leaves the uncertainty of the election results in a state that requires investigation and resolution; and

WHEREAS, ongoing election irregularity litigation is currently active, and there are unresolved disputes by both the Legislature and at least on Presidential campaign, rendering the election inconclusive as of this signing,

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that the alternate 11 electoral votes be accepted for to Donald J. Trump or to have all electoral votes nullified completely until a full forensic audit can be conducted. In the event that this election is not decertified, we will be forced to send a second slate of electors for consideration. The historical precedence for this is in the 1876 Tilden vs. Hayes Presidential election, where four states with disputed election results sent two separate electoral slates to the U.S. Senate - one from the Governor, and a second slate drafted by the state legislature.

Be it further resolved that the United States Congress is not to consider a slate of electors from the State

of Arizona until the Legislature deems the election to be final and all irregularities resolved.

Ashley McIver

From: Kelly Townsend
Sent: Friday, December 11, 2020 3:53 PM
To: kellyjtownsend
Cc: KayRee Kubat
Subject: FW: Please work with Reps. Townsend and Finchem to appoint electors and protect the Constitution!
Attachments: McSweeney - Olson - State Legislatures Have Plenary Power Dec 5.docx; Boyer letter to Arizona legislators.pdf; McSweeney - Olson - Duty of State Legislatures in Presidential Elections - 11-21-2020.pdf
Importance: High

From: Rick Boyer
Sent: Friday, December 11, 2020 3:48 PM
To: allen@azleg.gov; Nancy Barto <NBarto@azleg.gov>; Leo Biasiucci <LBiasiucci@azleg.gov>; Walter Blackman <WBlackman@azleg.gov>; Shawna Bolick <SBolick@azleg.gov>; Russell Bowers <RBowers@azleg.gov>; Noel Campbell <NCampbell@azleg.gov>; Frank Carroll <FCarroll@azleg.gov>; Regina Cobb <RCobb@azleg.gov>; David Cook <dcook@azleg.gov>; Tim Dunn <TDunn@azleg.gov>; John Fillmore <JFillmore@azleg.gov>; Travis Grantham <TGrantham@azleg.gov>; Gail Griffin <GGriffin@azleg.gov>; John Kavanagh <JKavanagh@azleg.gov>; Anthony Kern <AKern@azleg.gov>; Jay Lawrence <JLawrence@azleg.gov>; Becky Nutt <bnutt@azleg.gov>; Joanne Osborne <JOsborne@azleg.gov>; Kevin Payne <kpayne@azleg.gov>; Warren Petersen <wpetersen@azleg.gov>; Steve Pierce <SPierce@azleg.gov>; Tony Rivero <TRivero@azleg.gov>; Bret Roberts <BRoberts@azleg.gov>; Thomas T.J. Shope <tshope@azleg.gov>; Bob Thorpe <bthorpe@azleg.gov>; Ben Toma <btoma@azleg.gov>; Michelle Udall <mudall@azleg.gov>; Jeff Weninger <JWeninger@azleg.gov>; Mark Finchem <MFinchem@azleg.gov>; Kelly Townsend <ktownsend@azleg.gov>; Sylvia Allen <SAllen@azleg.gov>; Sonny Borrelli <sborrelli@azleg.gov>; Paul Boyer <PBoyer@azleg.gov>; Kate Brophy McGee <KBrophyMcGee@azleg.gov>; Heather Carter <HCarter@azleg.gov>; Karen Fann <KFann@azleg.gov>; Eddie Farnsworth <EFarnsworth@azleg.gov>; David Farnsworth <DFarnsworth@azleg.gov>; David Gowan <dgowan@azleg.gov>; Rick Gray <RGray@azleg.gov>; Sine Kerr <SKerr@azleg.gov>; Vince Leach <VLeach@azleg.gov>; David Livingston <dlivingston@azleg.gov>; J.D. Mesnard <JMesnard@azleg.gov>; Tyler Pace <TPace@azleg.gov>; Frank Pratt <FPratt@azleg.gov>; Michelle Ugenti-Rita <mugenti-rita@azleg.gov>
Subject: Please work with Reps. Townsend and Finchem to appoint electors and protect the Constitution!

December 11, 2020

Dear Arizona Legislator,

My name is Rick Boyer. I am an attorney in Lynchburg, Virginia. I was honored to help draft *amicus* briefs for Republican legislators in Georgia and Pennsylvania, to file in Texas' Supreme Court lawsuit against the unconstitutional actions of officials in your state, who acted outside of the election law properly passed by your legislature, thus tainting the result of the presidential election in your state. I have been very impressed with the work Representatives Kelly Townsend, Mark Finchem and others have done in this critical fight.

I am writing to ask you to support a resolution for your state legislature to meet immediately and appoint Republican presidential electors, to remedy the voter fraud and illegal actions of officials in your state.

Article II, Section 1 of the U.S. Constitution states clearly that the legislature has sole authority to determine how electors are chosen. The Supreme Court, in *McPherson v. Blacker*, has held, “**Whatever provisions may be made by statute, or by the state constitution, to choose electors by the people, there is no doubt of the right of the legislature to resume the power at any time**, for it can neither be taken away nor abdicated” (emphasis added). In other words, your legislature is not bound to wait for a governor to call it into session, nor does it need a governor’s signature. The governor has no more role under the Constitution in the selection of the electors than does the President when Congress moves to impeach a judge. The duty is Constitutionally committed exclusively to the legislature. Nor is the legislature bound by state law or constitutional provisions. The federal Constitution controls. A simple majority of your legislature can vote to go into session for the sole purpose of fulfilling this Constitutional responsibility.

As recently as *Bush v. Gore* in 2000, the Supreme Court again held, “the State legislature’s power to select the manner for appointing electors is plenary.”

Once the electors (whether chosen in fair or fraudulent state elections) have met next Monday, December 14 and cast their votes, their action will be much harder to overturn. I urge you and your fellow Republican legislators to act immediately to go into session and vote to appoint Republican electors.

A further benefit to prompt action is its likely effect on the Supreme Court. While I am delighted that so many Pennsylvania and Georgia legislators signed *amicus* briefs in the Texas case, it is a historical fact that courts are loathe to wade into election disputes if they can avoid them. If one state legislature were to appoint new electors, the Justices would know they cannot avoid the issue by failing to rule – it will be back in front of them again. It would also help to inspire courageous action in other state legislatures to do the same.

I have attached with this email two detailed memoranda from well-known constitutional attorneys Patrick McSweeney and Bill Olson, describing the Constitutional roadmap for your legislature to take action.

This moment is the most important of any of our lifetimes. You have the opportunity to help preserve the integrity of the election process, and the future of our free Republic. I hope and pray you will seize that opportunity. I am happy to speak with you at any time. My cell number is

Yours for freedom,

Rick Boyer, Esq.

--
Integrity Law Firm, PLLC
Dedicated to Solving Your Problems

P.O. Box 10953

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000045

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STATE LEGISLATURES HAVE PLENARY AUTHORITY TO SELECT ELECTORS

William J. Olson & Patrick M. McSweeney

December 5, 2020, wjo@mindspring.com

(cell)

The public has begun to appreciate the extent of election irregularities and vote fraud in the November 3 election. The riveting testimony by eyewitnesses to these illegal activities during legislative hearings in Pennsylvania, Michigan, Georgia, Nevada and Arizona has prompted a serious reexamination of the results of the election.

Legislators are learning that they have a vital constitutional role in responding to the irregularities and fraud. They have the authority to appoint electors who will ultimately cast votes that elect the President. (We documented that authority in our recent paper: “The Constitutional Duty of State Legislators in Contested Presidential Elections.”)

In Federalist No. 68, Alexander Hamilton explained that the Electors Clause giving state legislatures this plenary authority was intended to put an “obstacle” in the path of those who would use “intrigue” and “corruption” to elect the President. Now more than ever before in our history, state legislators must exercise that authority.

Opponents of such legislative action have raised numerous objections. Two stand out:

First, opponents urge legislators to ignore the evidence of irregularities and fraud because the election results have been certified and that should put an end to the controversy. Legislators are not bound by the election processes that led to these certifications. If they conclude that the certifications were unwarranted because of the illegalities that have been exposed, they have the authority and the obligation to correct the certified results.

Second, opponents argue that legislators are powerless to act because governors are not willing to call them into special session. Under the Constitution, legislators are not dependent on the governors’ call for special sessions in the states involved. They can act on their own, as the United States Constitution specifically empowers them to do. The Electors Clause, Article II, § 1, Clause 2, makes this clear:

Each State shall appoint, in such manner as the Legislature thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress....

Under this clause, state legislatures have the plenary constitutional authority to determine how electors are selected, including the power to adopt a resolution appointing electors directly. This power is not controlled by the law of the state in which each legislature functions. It also is not dependent on any authorization in that State’s constitution or statutes. A governor has no role to play.

Each state legislature has the authority to meet on its own initiative to exercise the power granted by the United States Constitution to appoint electors of the legislature's choosing. The U.S. Supreme Court has spoken directly on this issue: "This power [to appoint electors] is conferred upon the legislatures of the states by the constitution of the United States, and cannot be taken away from them or modified by their state constitutions." *McPherson v. Blacker*, 146 U.S. 1, 34-35 (1892). This appointment power "transcends any limitations sought to be imposed by the people of a State." *Leser v. Garnett*, 258 U.S. 130, 137 (1922).

Time is quickly running out for the legislatures of key States to fulfil their duty to act to protect the People and the Office of the President from the consequences of demonstrated election fraud. Lawful voters expect state legislators to do their constitutional duty to ensure that the lawful votes of the People as cast are honored, not diluted or debased by systemic fraud.

.....

William J. Olson held three positions during the Reagan administration and his firm in Vienna, Virginia, William J. Olson, P.C. focuses on constitutional law and defending against government excess. He has filed nearly 250 amicus curiae briefs in federal and state courts. www.lawandfreedom.com. @OlsonLaw

Patrick M. McSweeney is a former official of the U.S. Department of Justice where he handled confirmations of nominees to the U.S. Supreme Court and lower federal courts, and cabinet officers. He also served as chairman of the Virginia Republican Party. His firm, McSweeney, Cynkar & Kachouroff, focuses on constitutional and administrative law. <http://mck-lawyers.com/mcsweeney.htm>

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P.O. Box 10953, Lynchburg, VA 24506 • Ph 434-401-2093 • Fax 434-239-3651 • rickboyerlaw@gmail.com

December 11, 2020

Dear Arizona Legislator,

My name is Rick Boyer. I am an attorney in Lynchburg, Virginia. I was honored to help draft *amicus* briefs for Republican legislators in Georgia and Pennsylvania, to file in Texas' Supreme Court lawsuit against the unconstitutional actions of officials in your state, who acted outside of the election law properly passed by your legislature, thus tainting the result of the presidential election in your state. I have been very impressed with the work Representatives Kelly Townsend, Mark Finchem and others have done in this critical fight.

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This moment is the most important of any of our lifetimes. You have the opportunity to help preserve the integrity of the election process, and the future of our free Republic. I hope and pray you will seize that opportunity. I am happy to speak with you at any time. My cell number is

Yours for freedom,

A handwritten signature in black ink that reads "Rick Boyer". The signature is fluid and cursive, with the first name "Rick" and last name "Boyer" clearly distinguishable.

Rick Boyer
Integrity Law Firm, PLLC

THE CONSTITUTIONAL DUTY OF STATE LEGISLATURES IN A CONTESTED PRESIDENTIAL ELECTION

William J. Olson, William J. Olson, P.C., Vienna, Virginia
Patrick M. McSweeney, McSweeney, Cynkar & Kachouroff, Powhatan, Virginia

The American People deserve lawful presidential elections: “No right is more precious in a free country than that of having a voice in the election of those who make the laws under which, as good citizens, we must live. Other rights, even the most basic, are illusory if the right to vote is undermined.” *Wesberry v. Sanders*, 376 U.S. 1, 10 (1964).

During the 2020 Presidential Election, many of the so-called swing states, including Arizona, saw unprecedented—and unlawful—erosions of procedural safeguards as well as administrative irregularities on Election Day. People deserve an honest accounting of who won. Many Americans voted via a process – absentee ballots, including mail in ballots – that the bipartisan Jimmy Carter-James Baker commission identified as “the largest source of potential voter fraud” in the wake of the contested 2000 election. BUILDING CONFIDENCE IN U.S. ELECTIONS: REPORT OF THE COMMISSION ON FEDERAL ELECTION REFORM, at 46 (Sept. 2005).

With respect to identifying and remediating fraudulent or mistaken results, it is now or never, whatever can be done must be done.

Examining the Assumptions of Andrew McCarthy

This analysis was inspired, indeed provoked, by an article written by Andrew McCarthy appearing in the historically Never-Trump *National Review*. Andrew C. McCarthy, “No, State Legislatures May Not Reverse the Result of the Election,” *National Review* (Nov. 21, 2020). Mr. McCarthy completely mischaracterizes the issue, establishing a straw man for him to set on fire.

He says: “The idea would be to appeal to Republican-controlled legislatures in states where presumptive president-elect Joe Biden won the popular vote — Pennsylvania, Michigan, Georgia, and Arizona — and persuade them to appoint slates of Republican electors who would cast each state’s Electoral College votes for Trump rather than Biden.” Well, if Biden actually was the presumptive president-elect, and if Biden had won the popular vote, Mr. McCarthy’s analysis would make sense. But he is assuming facts not in evidence.

Suppose that the Trump Campaign follows up on the “Opening Statement” that was outlined by Rudy Giuliani, Sidney Powell, and Jenna Ellis on November 19, with a case-in-chief which demonstrates the presence of rampant fraud — with votes being tabulated at overseas computers, with software designed to elect favored candidates, with stacks of ballots marked only for Biden and no down-ballot races, etc. What then is a state legislator to do, particularly if the hard evidence of pervasive electoral fraud comes in after the vote is

“certified” in accordance with election laws that presuppose that only a brief time is required to detect and remove fraud, and the number of votes directly challenged is not outcome determinative?

Mr. McCarthy objects to the “president’s team . . . taking its case public in order to pressure Republican state legislators.” Mr. McCarthy would prefer if President Trump conceded and simply rode off into the sunset. Would he do that if as a candidate he thought that he had lost in a dishonest vote? Taking the case to the public makes all the sense in the world — after all, the President is the one official who represents all the People. And, *a prima facie* case has been made that there was substantial computerized election fraud.

For every legal argument Mr. McCarthy makes, there is a stronger argument on the other side. He would ignore the language of Article I, Section 2 which vests in state legislatures the authority to determine the Manner of electing electors. Mr. McCarthy would have even those state legislators who become fully persuaded that the count was fraudulent to sit back and see the person that their constituents actually elected be de-throned by CNN and National Review. Legislators who want to carefully examine the election process, and take action if significant election fraud is found, would be simply giving effect to the vote of the People, not denying it. They should not, as Mr. McCarthy would want them to do, avert their eyes to the Big Steal.

The U.S. Constitution vests the total authority to select electors in state legislators, not Governors, Secretaries of State, or pundits. Mr. McCarthy would believe that laws enacted by states can diminish that authority. But they cannot. And if the counting of the votes from the November 3 election demonstrates foreign meddling, then state legislatures absolutely will be required to carry out the mission assigned them by Alexander Hamilton in Federalist 68 by exercising their authority, as the Constitution states, to “appoint” electors. Inspired by Mr. McCarthy, and in a desire to defend the process established by the Framers, this paper was written.

A Prima Facie Case for Election Fraud Has been Made Out

Although the principals involved apply to all states, we focus one state --- Arizona. As of November 21, 2020, the website of the Arizona Secretary of State shows the following razor thin difference in the reported vote for President and Vice President:

Biden	1,672,143	49.39 percent
Trump	<u>1,661,686</u>	<u>49.08 percent</u>
Difference	10,457	0.31 percent

This 10,000 vote spread is so small that it easily could be the result of the type of retail election irregularities that occur, such as persons voting twice, voting by dead persons, voting by illegal aliens, voting by persons not living in the state, etc. But the reported margin could also be the result of a relatively new types of computer-based election fraud.

At a 96 minute press conference on November 19, 2020, Trump campaign counsel Rudy Giuliani, Sidney Powell, and Jenna Ellis presented what they described as their “Opening Statement,” in the Trump Campaign’s effort to demonstrate various types of election fraud. That Opening Statement outlined details of election fraud that has occurred in Arizona, Georgia, Michigan, Nevada, Pennsylvania, and Wisconsin. Election fraud in New Mexico and Virginia was also briefly addressed. That press conference was covered by Fox and Newsmax, but largely ignored by the other networks. The consensus mainstream media terms used to describe charges of election fraud continue to be “baseless” and “unproven.”

There is good reason to believe that significant election fraud occurred, and the source of this alleged fraud was not just the “run-of-the-mill” Big City Democrat election fraud. The briefing by the Trump attorneys asserts there is significant evidence that this election fraud that been aided and abetted by three particularly disturbing sources: (i) the Deep State and elements of the Intelligence Community;¹ (ii) foreign governments; and even (iii) some Republican office holders who benefitted from the election systems that have been put in place.

Nonetheless, the Trump Campaign has made a *prima facie* case of fraud based on statistical abnormalities and several key affidavits explaining **systemic election fraud**. (As one illustration, the Appendix to this Memorandum sets out an analysis of the Georgia and Pennsylvania vote dumps which appears to demonstrate a pattern of voter dumps that can only be explained as election fraud.) As such information is presented in a more systematic manner, it will be increasingly difficult for anyone to say that there is no evidence of fraud.

Importantly, upwards of 70 percent of the Trump base — which constitutes the great bulk of the Republican Party — believe that there was widespread election fraud.² Politico, “Poll: 70 percent of Republicans don’t think the election was free and fair,” (Nov. 9, 2020). And, even more significantly, they believe that unless this fraud is exposed and the voice of the lawful voters is honored, this will be the end of free and fair elections in the nation, and thus, the literal end of our nation’s status as a “Constitutional Republic.”

These lawful voters expect that election officials and state legislators will do their duty to ensure that the lawful votes of the people as cast are honored — not diluted or debased by systemic fraud.

¹ As to Deep State involvement, recall that Senate Minority Leader Charles Schumer warned President Trump as he was coming into office, “they have six ways from Sunday at getting back at you.” *The Hill*, “Schumer: Trump ‘really dumb’ for attacking intelligence agencies,” (Jan. 3, 2017).

² In another poll, 30 percent of *Democrats* thought it was at least somewhat likely that the election was stolen. PJ Media, “Nearly a Third of Democrats Believe the Election Was Stolen From Trump,” (Nov. 19, 2020).

The Constitutional Responsibility of State Legislatures With Respect to the Electoral College

The “Electors” Clause of the U.S. Constitution specifies that the President is selected by electors chosen in the states, and that electors are selected as state legislatures direct:

Each State shall appoint, **in such Manner as the Legislature thereof may direct**, a Number of **Electors**, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress.... [Article II, Section 1, clause 2 (emphasis added).]

This clause specifies both the function of electors and the governmental body responsible for determining how they are selected. The reasons for the creation of an independent body of electors to be entrusted with the duty to select a President and Vice President are clearly explained in the Federalist Papers (these essays were written and disseminated to explain the need for the U.S. Constitution). The process of electing the President through a vote of electors was designed to guard against domestic political corruption. And it was to guard against what the Framers thought was the “chief” danger to the nation — the threat posed by foreign governments might seek to influence the selection of our President. Thus, it appears that the threats perceived in the 18th Century are not that different from the threats recognized in the 21st Century.

Nothing was more to be desired than that every practicable obstacle should be opposed to **cabal, intrigue, and corruption**. These most deadly adversaries of republican government might naturally have been expected to make their approaches from more than one quarter, but **chiefly from the desire in foreign powers to gain an improper ascendant in our councils**. How could they better gratify this, than by raising a creature of their own to the chief magistracy of the Union? But **the convention have guarded against all danger of this sort**, with the most provident and judicious attention. [Federalist No. 68 (Alexander Hamilton).]

As to how presidential electors are selected by states, the U.S. Constitution vests that authority *exclusively* in state legislatures. The offices of President and Vice President were created by the U.S. Constitution, and when a state legislature exercises this power to determine the manner in which electors are chosen, that power is governed solely by the federal Constitution. *See Leser v. Garnett*, 258 U.S. 130, 137 (1922) (function of state legislature in carrying out a federal function derived from the U.S. Constitution “transcends any limitations sought to be imposed by the people of a State”). No state constitution, state law, or state court can alter or constrain that grant of power. In one century-old case, the U.S. Supreme Court applied the electors clause, recognizing the exclusive authority of the state legislatures to act for the people with respect to selection of electors.

The appointment of these electors is thus placed **absolutely and wholly with the legislatures of the several states**. They may be chosen by the legislature, or the legislature may provide that they shall be elected by the people of the state at large, or in districts, as are members of congress, which was the case formerly in many states; and it is [no] doubt competent for the legislature to authorize the governor, or the supreme court of the state, or any other agent of its will, to appoint these electors. This power is conferred upon the legislatures of the states by the constitution of the United States, and **cannot be taken from them or modified by their state constitutions** Whatever provisions may be made by statute, or by the state constitution, to choose electors by the people, there is **no doubt of the right of the legislature to resume the power at any time, for it can neither be taken away nor abdicated.** [*McPherson v. Blacker*, 146 U.S. 1, 34–35 (1892) (emphasis added).]

Arizona State Law on Selection of Electors

In the first presidential election, six out of ten states that chose electors did so through their state legislatures.³ However, for most of the last 200 years, electors have generally been chosen by popular vote.⁴ Arizona law presently provides that the electors are to be those chosen at the November 3, 2020 general election.⁵

The task at hand is to determine whether the slate of electors to be certified reflects the lawful vote of the people of Arizona. The legislature has a duty to thoroughly investigate the

³ The legislatures of Connecticut, Delaware, Georgia, New Hampshire, New Jersey, and South Carolina all chose their states' electors. New York failed to send any electors. Neither North Carolina nor Rhode Island had ratified the Constitution. [*McPherson*, 146 U.S. at 29–30].

⁴ Following the Election of 1824 — which was decided by the House of Representatives after no candidate received a majority of the electoral vote — “the states moved to the selection of electors by popular vote, and by 1832, electors were ‘chosen by general ticket in all the states excepting South Carolina, where the legislature chose them up to and including 1860.’” Margot Cleveland, “State Legislatures Must Investigate Fraud And Choose Electors Accordingly,” *The Federalist.com* (Nov. 19, 2020) (quoting *McPherson*, 146 U.S. at 32.

⁵ Arizona Code Section 16-212.B. provides: “After the secretary of state issues the statewide canvass containing the results of a presidential election, the presidential electors of this state shall cast their electoral college votes for the candidate for president and the candidate for vice president who jointly received the highest number of votes in this state as prescribed in the canvass.”

claims of fraud and ensure that a lawful election has taken place—i.e., to ensure that irregularities and illegally cast votes did not alter the outcome of the popular vote.

If the legislature is reasonably certain that a lawful election occurred — that the outcome of the popular vote truly reflects the will of the people — then the results should be certified and the chosen slate of electors seated. To be sure, this obligation is political in nature, and the legislature retains full legal authority to certify any slate of electors it wishes, or no slate of electors at all. If, however, the legislature (and by extension, the people) harbors serious doubts about whether the election results reflect the true will of lawful voters, that body is free to determine how to proceed. The legislature’s plenary constitutional authority under the Electors Clause is reflected in 3 U.S.C. § 2: When a state “has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such a manner as the legislature of such State may direct.”

Process of Selecting Electors

Congress has passed a number of statutes related to the selection and certification of electors. For instance, 3 U.S.C. § 5 addresses what happens when a controversy as to the appointment of electors occurs in a state:

If any State shall have provided, by laws enacted prior to the day fixed for the appointment of the electors, for its final determination of any controversy or contest concerning the appointment of all or any of the electors of such State, by judicial or other methods or procedures, and such determination shall have been made at least six days before the time fixed for the meeting of the electors, such determination made pursuant to such law so existing on said day, and made at least six days prior to said time of meeting of the electors, shall be conclusive, and shall govern in the counting of the electoral votes as provided in the Constitution, and as hereinafter regulated, so far as the ascertainment of the electors appointed by such State is concerned. [(emphasis added)].

Additionally, 3 U.S.C. § 2, discussed above, suggests that the plenary authority of state legislatures only applies in the event that the voters “failed to make a choice on the day prescribed by law.”

Any interpretation of these or any other statutes that would curtail the constitutional authority of state legislatures under the Electors Clause under the U.S. Constitution would likely be unconstitutional. The Electors Clause is unequivocal: a state’s electors are appointed “in such Manner as the Legislature thereof may direct.” Contrast this with the Elections Clause in Article I, § 4: “The Times, Places and Manner of holding Elections for Senators and Representatives, shall be prescribed in each State by the Legislature thereof; but the Congress may at any time by Law make or alter such Regulations, except as to the Places of chusing Senators.” The Elections Clause provides Congress with authority to override state

regulations. The Electors Clause does not. As the Court recognized in *McPherson*, the power to choose electors lies “**absolutely and wholly** with the legislatures of the several states.”

And even if 3 U.S.C. § 5 is constitutional, it merely provides a safe harbor for a state if a law in effect before the election is used to resolve a controversy or contest. It is simply not an issue if the legislature elects to resolve such a controversy another way pursuant to its authority under the Electors Clause.

If Fraud in the Vote Count in Arizona is Established, What is to be Done?

The question for each Arizona state legislator should be whether the vote counting system that is in place has generated an accurate reelection of the lawful voters of Arizona, or whether the system either is flawed, or was hijacked, to reach a pre-determined result. If it is believed that there was systemic election fraud in Arizona, then allowing the State Certification process to go forward unchecked would make the legislature complicit in the perpetration of a fraud upon the United States and its people.

However, there is no reason why a State Legislature could not send its own **Certificate of Ascertainment**, which, in this scenario, (i) could give all of the state’s electors to Trump, (ii) could split them between Trump and Biden, or (iii) could refuse to send any electors at all.

Conclusion

The Founders recognized that elections could be corrupted or stolen. They established the Electoral College as a safeguard and empowered state legislatures to ensure the integrity of the election. Lawful voters expect state legislators to do their constitutional duty to ensure that the lawful votes of the people as cast are honored — not diluted or debased by systemic fraud.

Appendix: One Analysis of Election Fraud

by former Louisiana State Senator Woody Jenkins.

Text of Article begins on next page.

Summary of Article

1) Read pages 1, 6, and 7 of this newspaper — Central City News.

<https://centralcitynews.us/wp-content/uploads/2020/11/Central-City-News-11-19-20-Small.pdf>

2) **Georgia.** The following are the NY Times' moment-by-moment updates from the Nov. 3, 2020 Presidential election in **GA**. Go way down, to Line 289. Then go across to the **Net Difference** between the two candidates. Note the number marked in Yellow, 18,000. You are now into the vote dumps. Go down to every new vote dump — all the ones marked in Yellow. They will ALL be multiples of 4,800 +/- 200 votes.

https://docs.google.com/spreadsheets/d/1T_wB66S79FkEDsvUWwRWXSg4Ja-Jx0E4WDNHGmUbvvk/edit?fbclid=IwAR1ljIwtGIPYqOc8xqrd8SbOSjHYNTK_H3kgLck98UKmvQB6g1iaz7zKE2U#gid=0

Notice that the new Biden totals are NOT multiples of 4,800. But the NET increase for Biden each time was 4,800 or a multiple of 4,800. So Biden might get 6,000 in a dump and Trump 1,200. Or Biden might get 3,600 and Trump -1,200. No one would notice this because Biden was not getting a uniform number of votes each time. But the algorithm was set to give Biden a NET increase of 4,800. 15 vote dumps like this, **providing 104,000 votes in GA**. Just enough.

3) **Pennsylvania** was the same as GA but there each vote dump gave Biden a net increase of 6,000 +/- or a multiple thereof. 44 dumps with over 347,000 "votes" - every dump gave Biden an increase of 6,000 or a multiple of 6,000 +/-

<https://docs.google.com/spreadsheets/d/1cyZb1ckbMhm5D8HxG9FLTVUH1lm4se2nxrp4kv6qHRw/htmlview#gid=0>

For PA, start at line 359 and note the yellow box. Then follow the yellow boxes down. Every vote dump thereafter gives Biden a NET increase of 6,000 votes or a multiple thereof. 44 dumps totaling **347,000 votes**.

These dumps were NOT real votes. They were simply digits in Dominion's computers. This entire election was rigged and no telling how many other elections in the United States and around the world. This is truly The Scandal of the Century!

HOW THE ELECTION WAS STOLEN IN GEORGIA

By Woody Jenkins, Editor

Central City News, Baton Rouge, LA

Election Day in the United States, held this year on Tuesday, Nov. 3, 2020, was really a series of 51 separate elections — one in each of the 50 states and the District of Columbia. The vote total in each determines how the electoral votes of that state or district will be cast in the Electoral College on Dec. 14, 2020.

Thirty of those states and more than 2,000 counties have something in common. The citizens of those areas vote on voting machines provided by **Dominion Voting Systems** with software from **Smartmatic Vote Counting System**.

While supporters of President Trump cast about for evidence of vote fraud in the form of unsigned ballots, mishandled paper ballots, and evidence of “retail” vote fraud, **proof of massive computer-based vote fraud is right before the nation’s eyes**. It is going unnoticed in this hyper-partisan atmosphere.

Ironically, **The New York Times**, a vocal critic of the President, has recorded the fraud for all times, even though they have not reported it.

While the mainstream media has crowned former Vice President Joe Biden as “President-elect,” the facts on the ground are quite different, at least in two swing states that have been called for Vice President Biden — Georgia and Pennsylvania.

In those two states, a careful analysis of the data shows that both states voted for President Trump and the election was stolen.

It was fraud by computer.

Since Dominion and Smartmatic have control of the voting machines, the software, and the reporting of the results, it should be up to the owners and officials of those two entities to explain how it was done. But it was done, as will be shown.

Unraveling this mystery begins with The New York Times. After polls closed on Election Day, The Times begin to report the results hour after hour. The coding for that data is still online, and we have downloaded it in case it is taken down.

The data from The Times shows the time, expressed as UTC, or Universal time, which is Greenwich mean time in England.

https://docs.google.com/spreadsheets/d/1T_wB66S79FkEDsvUWwRWXSg4Ja-Jx0E4WDNHGmUbvvk/edit?fbclid=IwAR11jIwtGIPYqOc8xqrd8SbOSjHYNTK_H3kgLck98UKmvQB6gliaz7zKE2U#gid=0

It also shows the totals for Trump and Biden, Trump’s lead, and then new votes for Trump and Biden as each change in the results was uploaded. Then it shows something very significant:

The increase or decrease in the lead for Trump after the new dump of votes occurred. Therein lies this story.

Late on Wednesday, Nov. 4, at precisely 16:35 UTC, The New York Times reported President Trump was leading in Georgia by 103,997 votes. However, a new group of votes was being dumped. That one dump reduced Trump's lead by 18,563 votes. Remember that number.

Three hours later, another dump occurred. This one reduced Trump's lead by **4,656** votes. Remember that number. Thirty minutes later, another dump reduced Trump's lead by **4,685** votes. An hour and a half later, another dump reduced Trump's lead by **9,323** votes. An hour and a half later, another dump reduced Trump's lead by **9,509** votes.

Are you beginning to see a pattern?

The pattern is that **all the dumps were multiples of 4,800.**

But it didn't end there!

An hour and 26 minutes later, another dump reduced Trump's lead by 9,501 votes. At that point, Trump's lead had been reduced to about 48,000 votes.

Then an hour and 8 minutes later, a vote dump reduced Trump's lead by 9,606 votes.

An hour and 34 minutes later, a vote dump reduced Trump's lead by 4,827 votes.

Forty minutes later, a vote dump reduced his lead by 4,861 votes. Then 2 hours and 26 minutes later by 4,863. Four hours and 47 minutes later, a vote dump reduced Trump's lead by 4,864 votes. Biden was coming on strong!

Trump's lead was now only 9,625 votes. It was 10:53 UTC on Nov. 5.

Bear in mind that while all this was happening, Trump was gaining votes or holding his own if you exclude the vote dumps.

Georgia was hanging in the balance, but not for long. Five hours later, a vote dump cut Trump's lead by 4,891. Five hours after that, a vote dump cut Trump's lead by another 4,913. At 21:58 UTC on Nov. 5, less than a thousand votes separated the candidates.

An hour later, a vote dump reduced Trump's lead by 4,916 votes, and two hours and 32 minutes later, the vote dump reduced Trump's lead by 4,953 votes.

The election was tied with each candidate having 2,447,591!

At 22:00 UTC, Nov. 6, a vote dump cut Trump's vote by 4,969, and Biden led 2,454,662 to 2,449,693, a lead of 4,969.

The final vote dump came at 23:52 UTC on Nov. 7, when Biden's lead widened by 4,983!

The former Vice President had made an amazing comeback and was now leading by 10,000 votes!

Of course, the statistical possibility of **Biden picking up multiples of 4,800 votes 16 times during this four-day period** would be firmly in the impossible range. But it happened. **How did it happen? There is no possible explanation except vote fraud — fraud by manipulation of computer programs.**

This is all the more obvious in view of the fact the average of 4,800 or multiples thereof not only happened by adding votes to Biden but also by subtracting votes from Trump. The computer had to be programmed to produce net votes for Biden without being obvious. And

they would have succeeded, if The New York Times had not kept such timely records and if somebody had not done some calculations.

The fraud in Georgia is all the more significant when one considers that **exactly the same thing happened in Pennsylvania**, except that the computer was programmed to add **6,000** votes at a time instead of 4,800.

In both states, the “votes” counted were not the votes of real people. They were simply added digitally, which a complete recount of both states would detect.

In years past, newspapers like ours have published **precinct-by-precinct voting returns** to let their readers know how the people in their community voted. Today, with so few people voting in their home precinct, that data is virtually useless.

With tens of millions of people voting early or by mail, only a fraction of votes are attributed to the voter’s home precinct. Rather, they are simply lumped in with other votes from across the county or state. As a result, the only thing we can report on a precinct basis would the votes cast on election day at the precinct itself. That is a far cry from reporting how people in a given precinct voted. So it is impossible to determine where the votes are coming from.

In larger states such as Georgia and Pennsylvania, which had millions of early votes and mail-in ballots, the problem on November 2 was even greater. The public was told for days after the Nov. 3 election that “votes are still being counted.” However, as new vote totals were uploaded, neither the public nor the media knew where those votes were from.

Fear generated by the virus created an acceptance of the widespread use of mail ballots, but there was no corresponding effort to insure that those ballots were being collected and counted honestly and correctly. On the contrary, some states actually reduced normal security safeguards on mail-in ballots.

In the aftermath of the Nov. 3 vote, the media never told the public how or why it was necessary to still be counting ballot days after Nov 3. The confusion and uncertainty of the “new normal” in elections led to acceptance of votes being uploaded without knowing where they came from.

On Election Day, in the Commonwealth of **Pennsylvania**, Donald Trump took an early and commanding lead.

By 22:54 UTC Nov. 4, President Trump was leading former Vice President Joe Biden by roughly 285,000 votes. However, that began to disappear as someone, somewhere began to dump “votes” into the system. There were 44 separate vote dumps, resulting in 347,768 votes being put into the system — all in increments of 6,000, 12,000, or 18,000 additional net votes for Joe Biden. The chart attached showed the 44 vote dumps. The NET gain to Biden was 11,679, 11,314, 5,662, 5,907, 11,388, 5,445, 11,035, 5,807, 5,782, 11,738, 5,975, 6,081, 5,938, 12,281, 11,841, 6,098, 18,577, 12,475, 12,552, 6,265, 6,385, 12,796, and so on — all multiples of 6,000!

The remarkable consistency of the votes added to Joe Biden’s totals has shocked even Democratic office holders who have seen The New York Times’ election data.

<https://docs.google.com/spreadsheets/d/1cyZb1ckbMhm5D8HxG9FLTVUH1lm4se2nxrp4kv6qHRw/htmlview#gid=0>

It was quite a feat for **Joe Biden to come back from an election night defeat by 285,000 votes to a 46,000-vote margin of victory four days later**. Election fraud has been around a very long time. However, **election fraud by computer is something relatively new**. The totals from Pennsylvania are conclusive proof that this election was stolen by computer fraud.

This election is proof that much more work will be necessary to insure free and fair elections in the future.

[The initial New York Times data was provided to the Central City News by an anonymous source. The writing and research for this piece was by Central City News editor Woody Jenkins with assistance from Jolice Provost.]

Ashley McIver

From: Kelly Townsend
Sent: Friday, December 11, 2020 11:30 AM
To: KayRee Kubat
Subject: Fwd: Legislator responsibilities w/ voting irregularities

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

From: Michael Kosters <mkosters@jbs.org>
Sent: Friday, December 11, 2020 9:59:57 AM
To: Shawwna Bolick <SBolick@azleg.gov>
Subject: RE: Legislator responsibilities w/ voting irregularities

Dear Rep. Bolick,

Thank you for your reply, but your statements are completely inaccurate. The Arizona Legislature **DOES NOT NEED A TWO-THIRDS MAJORITY NOR DOES IT REQUIRE THE AUTHORIZATION OF THE GOVERNOR** to call a special session to appoint electors. Nationally recognized Constitutional experts, two of which are Joe Wolverton and democrat Alan Dershowitz, state that the legislature has plenary power to call a special session and with the GOP majority in both houses may appoint their own electors. In addition, the experts state that the governor is completely powerless in this process.

During my telephone call with Speaker Bowers last week, he said that he, "doubts the legislature has this power" and that he, "won't go against my oath", this despite what Constitutional scholars and experts have said. Apparently Speaker Bowers has conveniently forgotten that his oath IS to the Constitution and that the Constitution states the legislature has the power to appoint electors!

Either Speaker Bowers is willfully ignorant about the Arizona Legislatures expressed plenary power, or he is overtly dishonest in his comments and press releases in an effort to avoid his duty and responsibilities to follow the Constitution and the demands of tens of thousands of his constituents to allow legislators to appoint electors. I ask you and your fellow legislators in the strongest terms possible, to not follow the incompetent lead of Speaker Bowers and to call a special session with the existing plenary powers that you have to appoint GOP electors based upon the chronic corruption and malfeasance that has been proven in our election.

Benjamin Franklin stated that he and the Founding Fathers devised for us, "a Republic, if you can keep it." That's precisely what you and your legislative colleagues are being asked to do right now by thousands upon thousands of Arizona citizens. The only question now is whether you can muster the courage to do your duty, and I and my fellow Arizona citizens pray that all of you can summon the wisdom to do so.

Earnestly,

Michael Kusters

Kingman, Az.

From: Shawwna Bolick <SBolick@azleg.gov>
Sent: Thursday, December 10, 2020 12:57 PM
To: Michael Kusters <mkusters@jbs.org>
Subject: RE: Legislator responsibilities w/ voting irregularities

Over the past month, our legislative office has been inundated with over eleven thousand emails from around the country about our election. Nonetheless, thank you for contacting me about your thoughts and experiences about the November general election.

Leading up to this year's election, I was a dedicated voice adamantly opposed to moving to a mail-in only ballot election. Please read two different opinion pieces I published discussing how all mail-in ballots would compromise the integrity of our elections:

<https://www.azcentral.com/story/opinion/op-ed/2020/04/02/all-mail-balloting-would-only-compromise-integrity-arizona-elections/5105762002/>

AND

<https://www.washingtonexaminer.com/opinion/op-eds/california-is-model-for-election-failure>

I received a lot of heat for publishing these two articles, but I wanted to get the truth out there early in the election cycle. Fortunately, shortly after these two articles were published, the Arizona Governor came out opposed to moving to a mail-in only ballot election, too. Thankfully, we were able to preserve the right for about 15% of Arizona voters who still prefer voting in person.

Next, if you, or someone else in Arizona experienced voter fraud, please file a complaint with the Arizona Attorney General's Elections Integrity Unit at <https://www.azag.gov/complaints/election> If you don't report it, no one knows it happened and cannot be resolved in the future.

Finally, I did sign on to a petition circulated by another legislator to call a Special Session. We have received countless requests from registered voters calling or writing into our office pleading with each of us to call a special session to address many irregularities surrounding the

2020 election cycle. For us to be called into a special session, Governor Ducey would need to call us in because we do not have the required three-quarters of the Legislature to come together to call us in. If you are so inclined, Governor Ducey's office can be reached by calling 602.542.4331. And I added my name to an Amicus Brief in support of the Texas Attorney General's election lawsuit before the U.S. Supreme Court.

I, too, desire to participate in an election filled with integrity following chain of custody procedures, state statutes outlining election procedures and ensuring all votes cast were from lawful legal voters. Let's work together on ensuring our statutes address some of the irregularities unearthed these last few months. If you have a suggestion, please feel free to direct them to my office as we are working on much needed election reforms to ensure fair and honest elections.

Thank you for contacting my office.

Best,

Representative Shawwna LM Bolick
Arizona House of Representatives
1700 W. Washington St.
Phoenix, AZ 85007
602-926-3244
SBolick@azleg.gov



As a member of the Arizona Legislature, I am subject to Arizona Revised Statutes relating to public records. Any email communications sent or received by my office are subject to these laws. Unless otherwise exempted from the public records law, senders and receivers of communications to/from this legislative office should presume that the email are subject to release upon request, and to state record retention requirements.

This email and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to which they are addressed.

From: Michael Kusters <mkusters@jbs.org>
Sent: Friday, November 13, 2020 1:04 PM
To: Sylvia Allen <SAllen@azleg.gov>
Subject: Legislator responsibilities w/ voting irregularities

Arizona legislators,

Reliable sources have uncovered and reported first hand evidence of voter fraud on a MASSIVE SCALE throughout America and right here in Az:

<https://www.newsweek.com/arizona-voter-fraud-woman-video-take-ballots-1541725>

<https://www.msn.com/en-us/news/politics/republican-lawsuit-over-sharpie-marked-ballots-in-arizona-to-be-dropped/ar-BB1aNx3n?ocid=uxbndlbing>

<https://www.youtube.com/watch?v=oTJDN2BhWfk>

The unprofessional behavior of Arizona Secretary of State, Katie Hobbs, stating on Twitter that supporters of the President are Nazi's, certainly has not helped the situation and frankly calls into question why she hasn't been fired for making such unprofessional, biased and deranged statements.

Unlike many governments, we have a Constitution that directs the appropriate, peaceful and lawful way in which to conduct an election and transfer of power. It is up to you, our elected legislators to make sure that this happens (Article 1: Sec. 4 and Article 2: Sec. 1, para. 2) as the authority to conduct your own investigation(s) into bias, fraud, and vote tampering rests with the legislature. You cannot Constitutionally hand off this authority to the Congress, courts, media, or bureaucrats. The authority is yours, and you must call for a special session this year and launch a thorough look into this grave matter that literally threatens our Republic and do so immediately! Please respond, do your job, call a special session, and insure that Arizona has a proper and legal vote count.

Sincerely,

Michael Kusters
Kingman, Az.

Ashley McIver

From: Kelly Townsend
Sent: Tuesday, November 24, 2020 12:22 PM
To: Clerk of the Board of Supervisors - COBX
Subject: RE: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20

Good afternoon Anita,

I'm hoping you can point me in the right direction for a PRR.
Where would I submit a public records request for emails between Board Members and specific people?

Thank you,

KayRee Kubat *on behalf of Senator-Elect Kelly Townsend*
Administrative Assistant to
Senator-Elect Kelly Townsend, LD16
Chair of Elections Committee
Arizona House of Representatives
1700 W. Washington St. Phoenix, AZ 85007
602-926-4467
ktownsend@azleg.gov



From: Clerk of the Board of Supervisors - COBX <clerkboard@maricopa.gov>
Sent: Tuesday, November 17, 2020 3:22 PM
To: Kelly Townsend <ktownsend@azleg.gov>
Subject: RE: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20

Ms. Townsend,

Thank you for contacting Maricopa County. We have received your Public Record Request. Each department maintains their own records. Our office maintains the minutes, agendas and records for the Board of Supervisors and we do not have the records you are requesting. I suggest contacting the Recorder/Elections department:

<https://www.maricopa.gov/4214/Public-Records>

On this web-page, select the blue heading "By Department" and near the bottom, select the Recorder. The form should be emailed to: PRR@risc.maricopa.gov or vhoward@risc.maricopa.gov

I hope this is helpful to your research.

Sincerely,
Anita Gavin

Records Supervisor, Office of the Clerk
Maricopa County Board of Supervisors
301 W Jefferson St., 10th Floor
Phoenix, AZ 85003



From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 12:38 PM
To: Clerk of the Board of Supervisors - COBX <clerkboard@maricopa.gov>
Subject: FW: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Importance: High

From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 12:37 PM
To: chucris@mail.maricopa.gov; Clint Hickman <chickman@mail.maricopa.gov>; sellersj@mail.maricopa.gov; district3@mail.maricopa.gov; district5@mail.maricopa.gov
Cc: Kelly Townsend <ktownsend@azleg.gov>
Subject: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Importance: High

(formal letter attached)

November 17, 2020

Maricopa County Board of Supervisors
301 W Jefferson
10th Floor
Phoenix, AZ 85003

Re: Public Records Request re: Dominion Voting Systems

Dear Maricopa County Board of Supervisors:

Pursuant to Arizona Public Records Law § 39-121 et seq., I am formally requesting to obtain the following public records:

- I. Documentation relating to the following:
 - a. Maricopa County RFP for Dominion Voting Systems
 - b. Maricopa County Technical Analysis of Dominion Voting Systems
 - c. Maricopa County Security Analysis of Dominion Voting Systems
 - d. How Dominion employees were and are involved in the ballot counting and tabulation process in Maricopa County
 - e. Entity and its hierarchy that pays Dominion employees.
 - f. Residency status of Dominion employees involved in the counting process.
 - g. Rules and security measures set forth for voting machine SD cards and data.

If available, I request that the records be provided to me in electronic format. If there are any costs associated with supplying the requested records, I agree to pay reasonable copying fees of not more than \$20, but please inform me if the cost is going to be greater than this amount.

If you choose to deny or refuse to disclose any part of this request, please provide a written explanation for the denial, including the specific statutory exemption upon which you rely and a documented index of any withheld public records.

The records are not being sought for a commercial purpose. Please respond to this records request "promptly" as required by Arizona law.

I respectfully request this information be provided by Thursday, November 19, 2020 by 5:00 pm or **before Maricopa County certifies election results** to help restore voter confidence.

If you have any questions or would like to discuss the request further, please do not hesitate to contact my office at (602) 926-4467 or ktownsend@azleg.gov.

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

Ashley McIver

From: Kelly Townsend
Sent: Tuesday, November 24, 2020 11:21 AM
To: clerkboard@maricopa.gov
Subject: Follow up

Anita,

I wanted to double check and verify that you have not record of the following:

1. Documentation relating to the following:
 - a. Maricopa County RFP for Dominion Voting Systems
 - b. Maricopa County Technical Analysis of Dominion Voting Systems
 - c. Maricopa County Security Analysis of Dominion Voting Systems
 - d. How Dominion employees were and are involved in the ballot counting and tabulation process in Maricopa County
 - e. Entity and its hierarchy that pays Dominion employees.
 - f. Residency status of Dominion employees involved in the counting process.
 - g. Rules and security measures set forth for voting machine SD cards and data.

Thank you,
Senator-Elect Kelly Townsend
602-926-4467

Ms. Townsend,

Thank you for contacting Maricopa County. We have received your Public Record Request. Each department maintains their own records. Our office maintains the minutes, agendas and records for the Board of Supervisors and we do not have the records you are requesting. I suggest contacting the Recorder/Elections department:

<https://www.maricopa.gov/4214/Public-Records>

On this web-page, select the blue heading "By Department" and near the bottom, select the Recorder. The form should be emailed to: PRR@risc.maricopa.gov or vhoward@risc.maricopa.gov

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Member, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

Ashley McIver

From: Kelly Townsend
Sent: Saturday, November 21, 2020 8:10 AM
To: KayRee Kubat
Subject: Fw: Public Records Request: Townsend_PRR_Dominion_11-17-20

Please repeat this at the Maricopa County Board of Supervisors.

From: Valeria Howard - RISCX <vhoward@risc.maricopa.gov>
Sent: Friday, November 20, 2020 3:15 PM
To: Kelly Townsend <ktownsend@azleg.gov>; PRR - RISCX <prr@risc.maricopa.gov>
Cc: Tonia Tunnell - RISCX <ttunnell@risc.maricopa.gov>
Subject: RE: Public Records Request: Townsend_PRR_Dominion_11-17-20

Good Afternoon,

I would like to inform you there are no results for item A, item B, and item C.

For Item E please refer to the Secretary of Sates Elections Procedures Manuel.

Finally I am actively still working on item D, item E, and item F.

Valeria Howard
Custodian of Public Records



MARICOPA COUNTY RECORDER & ELECTIONS
Office of Maricopa County Recorder Adrian Fontes
111 S. 3rd Ave., Suite 103
Phoenix, AZ 85003
Office Contact: 602.506.6749 | Mobile Contact: 602.413.0072 | Email: vhoward@risc.maricopa.gov

Are you ready for 2020? Visit [BeBallotReady.Vote](https://www.maricopa.gov/BeBallotReady)

Public Disclosure Notice: This message and any messages in response to the sender of this message may be subject to a public records request

From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 4:21 PM
To: Valeria Howard - RISCX <vhoward@risc.maricopa.gov>; PRR - RISCX <prr@risc.maricopa.gov>
Cc: Tonia Tunnell - RISCX <ttunnell@risc.maricopa.gov>
Subject: Public Records Request: Townsend_PRR_Dominion_11-17-20
Importance: High

November 17, 2020

Maricopa County Elections Department
Public Records Custodian

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000071

111 S. Third Ave.
Phoenix, AZ 85003

Re: Public Records Request re: Dominion Voting Systems

Dear Maricopa County Elections Department Public Records Custodian:

Pursuant to Arizona Public Records Law § 39-121 et seq., I am formally requesting to obtain the following public records:

- I. Documentation relating to the following:
 - a. Maricopa County RFP for Dominion Voting Systems
 - b. Maricopa County Technical Analysis of Dominion Voting Systems
 - c. Maricopa County Security Analysis of Dominion Voting Systems
 - d. How Dominion employees were and are involved in the ballot counting and tabulation process in Maricopa County
 - e. Entity and its hierarchy that pays Dominion employees.
 - f. Residency status of Dominion employees involved in the counting process.
 - g. Rules and security measures set forth for voting machine SD cards and data.

If available, I request that the records be provided to me in electronic format. If there are any costs associated with supplying the requested records, I agree to pay reasonable copying fees of not more than \$20, but please inform me if the cost is going to be greater than this amount.

If you choose to deny or refuse to disclose any part of this request, please provide a written explanation for the denial, including the specific statutory exemption upon which you rely and a documented index of any withheld public records.

The records are not being sought for a commercial purpose. Please respond to this records request "promptly" as required by Arizona law.

I respectfully request this information be provided by Thursday, November 19, 2020 by 5:00 pm or before Maricopa County certifies election results to help restore voter confidence.

If you have any questions or would like to discuss the request further, please do not hesitate to contact my office at (602) 926-4467 or ktownsend@azleg.gov.

Sincerely,

Kelly Townsend
Senator-Elect, District 16
Arizona House of Representatives

Ashley McIver

From: Kelly Townsend
Sent: Tuesday, November 17, 2020 4:24 PM
To: Clerk of the Board of Supervisors - COBX
Subject: RE: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20

Thank you, Anita, for your prompt reply and for the information.

Best,

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

From: Clerk of the Board of Supervisors - COBX <clerkboard@maricopa.gov>
Sent: Tuesday, November 17, 2020 3:22 PM
To: Kelly Townsend <ktownsend@azleg.gov>
Subject: RE: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20

Ms. Townsend,

Thank you for contacting Maricopa County. We have received your Public Record Request. Each department maintains their own records. Our office maintains the minutes, agendas and records for the Board of Supervisors and we do not have the records you are requesting. I suggest contacting the Recorder/Elections department:

<https://www.maricopa.gov/4214/Public-Records>

On this web-page, select the blue heading "By Department" and near the bottom, select the Recorder. The form should be emailed to: PRR@risc.maricopa.gov or vhoward@risc.maricopa.gov

I hope this is helpful to your research.

Sincerely,

Anita Gavin

Records Supervisor, Office of the Clerk
Maricopa County Board of Supervisors
301 W Jefferson St., 10th Floor
Phoenix, AZ 85003



From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 12:38 PM
To: Clerk of the Board of Supervisors - COBX <clerkboard@maricopa.gov>
Subject: FW: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Importance: High

From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 12:37 PM
To: chucris@mail.maricopa.gov; Clint Hickman <chickman@mail.maricopa.gov>; sellersj@mail.maricopa.gov; district3@mail.maricopa.gov; district5@mail.maricopa.gov
Cc: Kelly Townsend <ktownsend@azleg.gov>
Subject: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Importance: High

(formal letter attached)

November 17, 2020

Maricopa County Board of Supervisors
301 W Jefferson
10th Floor
Phoenix, AZ 85003

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Thank you,

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

Ashley McIver

From: Kelly Townsend
Sent: Tuesday, November 17, 2020 12:38 PM
To: clerkboard@mail.maricopa.gov
Subject: FW: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Attachments: Townsend_PRR_MCBOS_Dominion_11-17-20_letterhead.pdf

Importance: High

From: Kelly Townsend <ktownsend@azleg.gov>
Sent: Tuesday, November 17, 2020 12:37 PM
To: chucris@mail.maricopa.gov; Clint Hickman <chickman@mail.maricopa.gov>; sellersj@mail.maricopa.gov; district3@mail.maricopa.gov; district5@mail.maricopa.gov
Cc: Kelly Townsend <ktownsend@azleg.gov>
Subject: Public Records Request: Townsend_PRR_MCBOS_Dominion_11-17-20
Importance: High

(formal letter attached)

November 17, 2020

Maricopa County Board of Supervisors
301 W Jefferson
10th Floor
Phoenix, AZ 85003

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If you have any questions or would like to discuss the request further, please do not hesitate to contact my office at (602) 926-4467 or ktownsend@azleg.gov.

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Senator-Elect, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

KELLY TOWNSEND
1700 WEST WASHINGTON, SUITE H
PHOENIX, ARIZONA 85007-2844
CAPITOL PHONE: (602) 926-4467
TOLL FREE: 1-800-352-8404
ktownsend@azleg.gov



COMMITTEES:
ELECTIONS, Chairman
EDUCATION
FEDERAL RELATIONS

DISTRICT 16

Arizona House of Representatives Phoenix, Arizona 85007

November 17, 2020

Maricopa County Board of Supervisors
301 W Jefferson
10th Floor
Phoenix, AZ 85003

Re: Public Records Request re: Dominion Voting Systems

Dear Maricopa County Board of Supervisors:

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If you have any questions or would like to discuss the request further, please do not hesitate to contact my office at (602) 926-4467 or ktownsend@azleg.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Kelly Townsend", with a long horizontal line extending to the right.

Kelly Townsend
Senator-Elect, District 16
Arizona House of Representatives

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000078

Ashley McIver

From: Kelly Townsend
Sent: Monday, November 16, 2020 3:35 PM
To: .HMAJMEMS; .SREPMEMS; .SREPSECS; .HMAJSECS; .ALIS Remote
Subject: Compilation of election issues for your review
Attachments: Townsend Press Release.docx

Members,

I am attaching a list of election issues that I have collected over the last two weeks. We have had more revelations about Dominion Voting Systems that has been brought to light by Sydney Powell, that are not included in this list because I am waiting to learn what becomes of that information. Nevertheless, I wanted to get this to you so we can have an organized list of issues and perhaps join forces on remedies going forward. If you have issues that need to be added, please by all means let me know what they are.

I am not satisfied with the concept that there is nothing we can do about this situation and am counting on all of us to coalesce around the best way forward. I appreciate your time and consideration.

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Member, Legislative District 16
Arizona House of Representatives – Senator-Elect
602.926.4467
ktownsend@azleg.gov

FOR IMMEDIATE RELEASE

Senator-Elect Kelly Townsend calls for a recount and forensic audit of the 2020 General election.

November 12, 2020

Phoenix, AZ

The effect of the 2020 Arizona General election on voter confidence is extremely concerning, and it is of utmost importance that we act to restore the integrity of our election process. Below, please find a list of events that have occurred in our state that undermine that confidence which will erode the foundation of our democracy. The Secretary of State has already denied the Senate President's application for an independent vote count, and yet we continue to have uncertainty in the process. I will leave the fraud accusations to the courts; however I implore her to allow an independent review of the ballots at the very least, an official audit at better, or a complete hand recount at best.

Occurrences that have led to the complete collapse of voter confidence in the 2020 general election include, but are not limited to, the following:

- The conflict of interest surrounding Dominion Voting Systems used in Arizona election equipment has created irreversible doubt in election integrity.
 - o Bloomberg reported in 2019 that Nancy Pelosi's former Chief of Staff sat on the board of directors of the lobbying firm, Brownstein Farber Hyatt & Schreck of which Nadeam Elshami, Pelosi's former chief of staff, is one of the lobbyists on the account.
<https://about.bgov.com/.../voting-machine-firms-add.../>

The voting systems companies are privately owned and not subject to oversight. In an April 2019 Guardian article, a bipartisan concern surfaced about the current system of voting. One quote from the article states, "But the incident was a giant red flag as to the potential vulnerabilities of American democracy – especially as many states have outsourced vote-counting to the private sector. After all, the purchase happened while Russian agents were mounting multiple disinformation and cybersecurity campaigns to interfere with America's 2016 general election."

<https://www.theguardian.com/.../us-voting-machine-private...>

- Dominion Voting Systems experienced irregularities in other states, causing concern regarding the security and reliability in the systems. Arizona is currently using this software in Maricopa County, and these irregularities in other states draw the reliability of the system into question here, thereby undermining voter confidence.
- The Maricopa County Recorder published in the 2020 primary that it was acceptable to cross out an incorrect vote and mark in a different vote. By statute, this is a spoiled ballot and should not be counted. The public does not have trust in the accuracy of the reported votes. Additionally, due to the mishandling of many aspects of the election, the public does not have the confidence that poll workers did not cross out their vote and write in a different candidate and it was later misappropriated in ballot adjudication.

- The Secretary of State is using the elections procedure manual to calculate the recount of the ballots, when she should use the precinct-level number, as per A.R.S. 16-602. The elections procedure manual is not supreme over the statutes, and her disregarding this fact creates doubt in the rest of the election process being secure.

- Reports of poll workers pushing the green button and overriding rejected ballots on behalf of the voter.

By doing so, whatever caused the rejected ballot would nullify that particular race and not tabulate the vote. In the LD28 Senate race for example, the votes were close enough to create a distrust that a person's vote would count and impact a close race.

- No written or electronic receipt that a ballot was cast for day of voters, creating confusion as to whether a ballot was cast, thereby disenfranchising voters.

The Maricopa County Director of Day of Voting Scott Jarrett communicated that the website was now updated to reflect receipt of ballots being cast when in fact it was only to verify that the voter had checked and was reflected in the poll books. This was untrue, deceptive and misleading to the voter and gave a false sense of security to the status of their ballot. Now that the accurate information has come out and been corrected, the voter is further confused and disenfranchised in the election process here in Arizona.

Additionally, the communication happened late of Friday, November 6, 2020. The deadline to contact the hotline in the event their ballot was not received was Tuesday, November 10th. This was insufficient time for day-of voters to be advised and react to correct their ballot.

Many voters reported to my office that they did not have their ballot fed into a machine but rather were told to just put it into a box, where the tabulator machines would count in central processing. I was told that these boxes were made of wood or cardboard (depending on location) and were not secure. The voter has no way of knowing if their ballot was securely tabulated.

- Confusion surrounding whether or not a sharpie was appropriate to use on a ballot.

The difference between the counties, instructions to not use a sharpie, and prior election warnings against sharpies created unnecessary confusion and distrust in the process.

The poll workers did not have statutory authority to force the use of sharpies, nor did the Director of Day of Elections have the authority to order it. This led to further distrust in the process.

Voters reported being forced to use specific machines in an empty polling center, with several other unused machines available. This fueled the distrust in the process due to the actions of these poll workers.

- The current difference of votes in the 2020 General Election for United States President is 11,390 votes. Currently, there are 36,473 persons registered to vote in Arizona who are unable to establish citizenship. The registration process is such that a person could fabricate a name and when that name is not found in the MVD system, they are then added to the Federal only voter rolls. This lack of security leads to a major distrust in the voting system in Arizona. In this instance, the number of Federal only voters far exceeds the difference in votes in the presidential election. This high number could be the difference that sways the outcome of an election. This, in and of itself is enough to collapse voter confidence.

- A three-year-old tweet, not isolated as the only example, of the now Arizona Secretary of State's Twitter account cast Trump supporters as Neo-Nazis. This partisan rhetoric eroded any hope that the Secretary of State could approach Arizona's elections in a non-partisan, non-biased manner. <https://twitter.com/katiehobbs/status/897591847014473729>

- The Maricopa County Republican Committee Chairperson, Rae Chornenky, failed to present at the Pre-Logic and Accuracy certification on October 6th. Considering the issues of Dominion Voting Systems, this unfortunate misstep has removed any confidence many voters had left in the election process. This was not the position of the Republican party to not be present, and the party did not condone her inaction. Nevertheless, this instance has further increased voter doubt due to a problematic voting system put in place in Arizona.

- Several reports came in on election day that voter centers had ran out of ink, which caused unnecessary wait times for voters who may not have been able to stay and complete their vote. The fact that this happened in the first place erodes voter confidence that such incompetence did not bleed into other areas of the voting process.

- The unfortunate use of the word "cancelled" as an indicator as to whether or not a ballot was counted created mass confusion and distrust in the system. Cancelled meant the former early ballot sent, however many other members of the public informed me they were not on the Permanent Early Voter List and their status went from accepted to cancelled. There was no explanation and the voter was left outraged and confused.

Due to these irregularities, I am asking that we have a full recount of the ballot, to include a forensic audit to ensure the 2020 General election successfully counted every legal vote and rejected every illegal vote.

###

Ashley McIver

From: KayRee Kubat
Sent: Tuesday, December 8, 2020 12:57 PM
To: .HMAJMEMS; .SREPMEMS; .HMAJSECS; .SREPSECS
Cc: Kelly Townsend
Subject: Updated with Signatures: Resolution to Congress
Attachments: Electors Resolution 12-2020.pdf

Importance: High

Follow Up Flag: Follow up
Due By: Thursday, December 10, 2020 4:00 PM
Flag Status: Flagged

Members,

Attached is the updated Electors Resolution with signatures, thus far.

This was initiated by Senator Elect Townsend, yesterday,
with information provided by Constitutional Attorney Rob Natelson, highly revered by Supreme Court Justices.
Here's his bio: <https://i2i.org/about/our-people/rob-natelson/>

Assistants, Please bring this to your member's attention to see if they would like to sign
If so, please send me their signature **by end of day Thursday, Dec 10** so we can have it prepared to email Friday at noon.

Signers so far:

1. Sen. Elect Kelly Townsend
2. Rep. Bret Roberts
3. Sen. Paul Boyer
4. Rep. Kevin Payne
5. Rep. Mark Finchem
6. Sen. David Farnsworth
7. Sen. Sonny Borelli
8. Rep. Leo Biasiucci
9. Rep. Anthony Kern
10. Rep. David Cook
11. Sen. Sylvia Allen
12. Rep. John Fillmore

Thank you!

KayRee Kubat
Administrative Assistant to
Senator-Elect Kelly Townsend, LD16
Chair of Elections Committee

From: Kelly Townsend <ktownsend@azleg.gov>

Sent: Monday, December 7, 2020 2:33 PM

To: .HMAJMEMS <MMAJMEMS@azleg.gov>; .SREPMEMS <SREPMEMS@azleg.gov>; .HMAJSECS <HMAJSECS@azleg.gov>; .SREPSECS <SREPSECS@azleg.gov>

Subject: Resolution to Congress

Members,

Please find attached a second draft of a resolution (not an official bill) that is written for those who want to affix their names to a document to send to Congress declaring that not enough was done to ensure the public of a clean and fair election, and that every vote counted. Assuming we may not have the votes to actually pass a resolution, or have ourselves called into session for that matter, this will be a way to have it recorded that you were not satisfied with this process.

Please read through it and if you would like your signature attached, please let my assistant know and send your signature so that we can get this prepared for email distribution by Friday at noon.

I appreciate all of your help and input!

Kelly J. Townsend

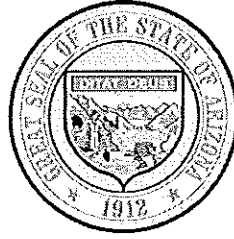
Chair – Elections Committee

Member, Legislative District 16

Arizona House of Representatives

602.926.4467

ktownsend@azleg.gov



A RESOLUTION

WHEREAS, it is the constitutional and legal obligation of the Legislature of the State of Arizona to ensure that the state's presidential electors truly represent the will of the voters of Arizona; and

WHEREAS, pursuant to the direction of Congress as set forth in United States Code, title 3, section 1 as authorized by Article II, section 1, clause 4 of the Constitution of the United States, and state law adopted pursuant thereto, Arizona conducted an election for presidential electors on the Tuesday next after the first Monday in November of 2020—that is, on November 3, 2020; and

WHEREAS, that election was marred by irregularities so significant as to render it highly doubtful whether the certified results accurately represent the will of the voters; and
Whereas, Congress has further directed in U.S. Code, title 3, section 2 that when a state “has held an election for the purpose of choosing electors, and has failed to make a choice on the day prescribed by law, the electors may be appointed on a subsequent day in such manner as the legislature of such State may direct”; and

WHEREAS, that provision implicitly recognizes that Article II, Section 1, Clause 2 of the U.S. Constitution grants to each state legislature, with stated limitations, the sole authority to prescribe the manner of appointing electors for that state; and

WHEREAS, the United States Supreme Court and other courts have explained that when a

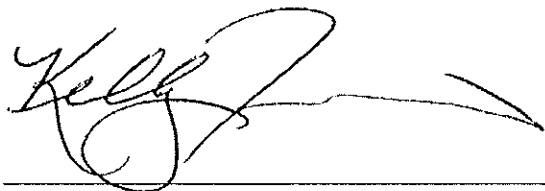
state legislature directs the manner of appointing electors, it does so pursuant to a grant of authority from the U.S. Constitution rather than by reason of any state constitutional or other legal provision; that this authority may be exercised by the legislature alone without other aspects of the normal lawmaking process; and that the state legislature's authority over the appointment of presidential electors is plenary and may be resumed at any time; and

WHEREAS, because U.S. Code, title 3, section 7 mandates that all presidential electors vote for President and Vice President of the United States on December 14, 2020, it is impossible to pursue the Legislature's preferred course of action, which would be for Arizona's voters to participate in a new and fair and free presidential election before that date; and

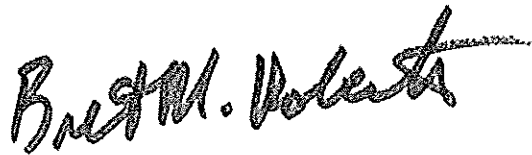
WHEREAS, in view of the facts heretofore recited, the Legislature is required to exercise its best judgment as to which slate of electors the voters prefer;

THEREFORE,

Be it resolved by the undersigned Legislators, members of the Arizona House and Senate, request that no individuals be appointed as presidential electors for the State of Arizona for the presidential election of 2020, any other certification or provision of law notwithstanding:



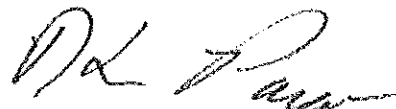
Senator Elect Kelly Townsend
Legislative District 16



Representative Bret Roberts
Legislative District 11



Senator Paul Boyer
District 20



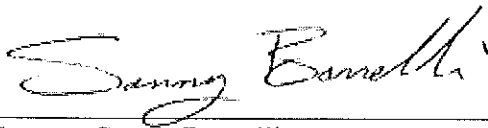
Representative Kevin Payne
District 20



Representative Mark Finchem
Legislative District 11



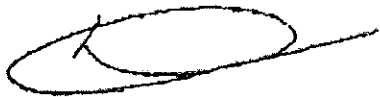
Senator David Farnsworth
Legislative District 16



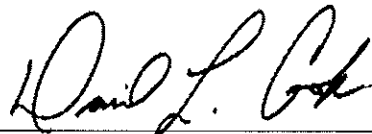
Senator Sonny Borrelli
Legislative District 5



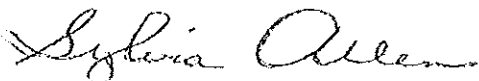
Representative Leo Biasiucci
Legislative District 5



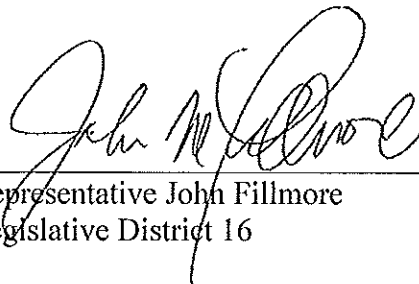
Representative Anthony Kern
Legislative District 20



Representative David Cook
Legislative District 8



Senator Sylvia Allen
Legislative District 15



Representative John Fillmore
Legislative District 16

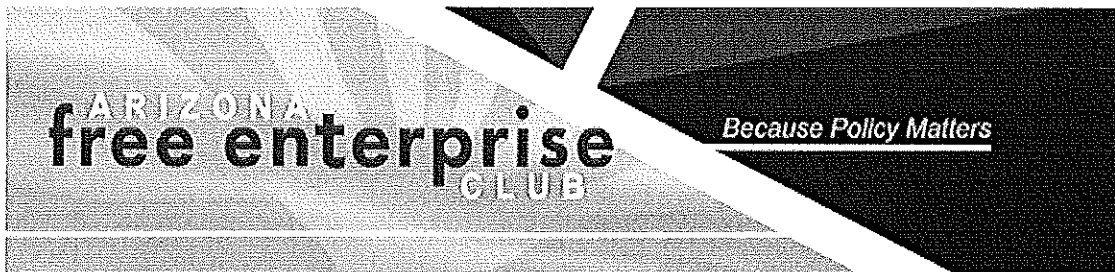
Ashley McIver

From: Nancy Barto
Sent: Sunday, December 13, 2020 7:08 AM
To: Sen. Nancy Barto
Subject: Fw: Addressing Election Integrity in Arizona for 2020 and Beyond

Categories: Newsletters

From: Arizona Free Enterprise Club <info@azfree.org>
Sent: Friday, December 4, 2020 9:06 AM
To: Nancy Barto <NBarto@azleg.gov>
Subject: Addressing Election Integrity in Arizona for 2020 and Beyond

[View this email in your browser](#)



Addressing Election Integrity in Arizona for 2020 and Beyond

Fresh off the heels of a ten-hour public forum in which several Arizona lawmakers and President Trump's legal team—led by attorney Rudy Giuliani—discussed potential irregularities and fraud with the Presidential election results, State leadership is facing extreme pressure to hold a formal legislative hearing and overturn the certification of the 2020 elections in Arizona.

There are several key takeaways lawmakers and patriots alike should consider from the events that have transpired as we chart a path to move forward.

1. Confidence in our Election System is Precarious

The fact is approximately half of the American population has lost faith in our election system. This is a democratic crisis that left unattended will irreparably damage our republic.

Regardless of the scope or degree election fraud played in the outcome of the 2020 Presidential election, *only* a comprehensive review and debate on a state-by-state basis will uncover these facts and, more importantly, mend the broken fidelity between millions of voters and the promise of free and fair elections.

Calls for action by leaders such as Congressman Andy Biggs to conduct a full audit are appropriate and dire. As the states most under scrutiny - Pennsylvania, Michigan, Wisconsin and Arizona—move forward on the certification process, they owe it to the public to investigate every aspect of how the elections were executed and make these proceedings and findings available for public consumption. Full transparency is critical.

2. Election Fraud is Real

Election fraud occurs. It has been well documented. Whether that takes the form of holding raffles and giving away gift cards in exchange for votes in Nevada, ballot harvesting in North Carolina, or a Judge caught taking bribes to stuff the ballot box in Philadelphia, election fraud exists and is a real problem.

Yet despite decades of evidence, it has been irritating to watch the media, which trafficked absurd Russian collusion conspiracy theories, election “hacking” claims by the Clintons and lionized Stacey Abrams, now harrumphing anyone that raises concerns about voter fraud. Legacy media should be the last people questioning the credibility of election fraud concerns when they have zero credibility themselves.

So as the process moves forward, the Club believes the Trump campaign has a right to and should exhaust all legal remedies to investigate and review the results of the 2020 election.

3. Election Integrity Reforms are Needed

In the last few years, Arizona has taken some steps to reduce the more nefarious methods of voter fraud. A ban on ballot harvesting (which Democrats at the time claim didn't exist), reducing the abuse of “emergency” voting centers and enhanced voter ID laws have improved the process.

However, Arizona still has work to do, and additional reforms must be prioritized by the legislature. Areas of reform include additional transparency and oversight on vote tabulation, Permanent Early Voter List (PEVL) fixes and enhanced scrubbing of our voter rolls to remove non-eligible voters from our lists.

Election integrity continues to be a priority for the Club and we support legislative efforts that improve the credibility, transparency and security of our elections. This year's session will no doubt be ripe for many of these reforms that have failed to pass in recent years.

4. Conservatives Must Continue to Fight

Arizona has some work to do to improve our elections systems. However, concerns over election fraud cannot be used as an excuse to not engage politically or ignore that Democrats have made gains in the state. The thinning Republican majorities at the legislature have not been garnered through vote rigging. Irrespective of the 2020 election outcome, our focus must be on building our movement and growing our numbers so that we can win outside the margin of cheating.

And above all else, we *MUST* continue to fight. Right now, Donald Trump's campaign team is in Georgia to help Kelly Loeffler and David Purdue win their races and retain the Senate Majority. In fact, Donald Trump himself is planning a visit to the state this weekend, despite concerns over voter fraud. If Trump is not throwing in the towel, then neither should conservatives.



Our mailing address is:

PO Box 32935, Phoenix, AZ 85064

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Ashley McIver

From: Nancy Barto
Sent: Wednesday, December 9, 2020 2:53 PM
To: Sue Sweeten
Subject: Fwd: constituent reply - election integrity (Nancy Barto).docx
Attachments: constituent reply - election integrity (Nancy Barto) (Nancy Barto).docx

This version is Good to go.

Sent from my iPhone

Begin forwarded message:

From: Nancy Barto <NBarto@azleg.gov>
Date: December 9, 2020 at 11:58:42 AM MST
To: "Sen. Nancy Barto" <nancybarto@cox.net>
Subject: Re: constituent reply - election integrity (Nancy Barto).docx

From: Sue Sweeten <ssweeten@azleg.gov>
Sent: Wednesday, December 9, 2020 11:46 AM
To: Nancy Barto <NBarto@azleg.gov>
Subject: constituent reply - election integrity (Nancy Barto).docx

First time I have ever embedded a link. I wasn't even sure how to do it, but I figured it out.

Thank you for your e-mail and involvement in ensuring Arizona's 2020 Presidential election was fair and trustworthy. Sadly, that trust has been broken and I and many of my fellow Legislators are doing ALL WE CAN to restore it.

To that end -- last Monday, November 30th, I was one of nine Legislators participating in the ten hour forum with Trump attorneys, including Mayor Rudy Giuliani. Additional legislators attended as well as two from our Congressional delegation. As I said at the hearing, "We're told many times, over and over again, ad nauseum, throughout election campaigns that your vote counts...Does it? Arizonans want to know. And that's why we're here, to listen to evidence and testimony and answer that question, wherever it leads. We need to restore confidence in our election system." Post hearing, *here are some of the thoughts I shared in my interview with Seth Leibsohn during his December 1st program in the 2nd hour.*

After hearing troubling evidence of the election irregularities and system vulnerabilities (watch the hearing) in this year's elections process, one thing is clear: nothing short of a full independent forensic audit and investigation is warranted in order to get to the truth. Should we dismiss testimony where ballots weren't observed in critical areas in the tabulation centers, observers weren't able to be close enough to actually observe, signatures weren't verified before being counted, data sets were brought home each night by Dominion employees and more? No – A full independent audit is clearly warranted – and will need either the courts or the Legislature to do so. Here's where we are....

- The #1 effort I've been promoting since day one is for a formal Legislative Committee to *officially* hear evidence, subpoena witnesses and independently investigate the data systems.
- I supported a call for the Maricopa County Board of Supervisors *to lead* on the independent audit of the elections software and equipment (see the copy of the press release below that Majority Leaders released below. I understand the BOS is still deliberating.)
- Monday afternoon I and my colleagues called for decertification of the election results based on the widespread irregularities we know of so far and for Congress to REFUSE to accept Arizona's electors if it is not decertified. Watch my comments at the press conference here. See the full press conference here. For more coverage, check out this clip and article here.
- I submitted a statement over the weekend supporting Arizona's GOP's lawsuit based on the numerous election irregularities testified to and reported to me.
- The GOP is considering next steps after the lower and high courts denied their requests for wider review of the ballot and systems based on the evidence. Chairwoman Kelli Ward's latest update indicates consideration of appeal to the US Supreme Court.
- I'm supporting several resolutions and active lawsuits in other states, as well – stay tuned!

There are *many fronts in this battle* and together these steps should provide enough evidence to quickly conclude what fraud took place, the extent of that fraud, whether or not it impacted the final result, and finally, the disposition of electors.

I will always stand for elections integrity by following the evidence wherever it leads, holding wrongdoers responsible and replacing electors.

Thank you for also demanding integrity in our elections, praying for truth to prevail in the end and for taking the time to contact me. This is history in the making, and you are an important part of it.

Respectfully,

Senator-Elect Nancy Barto

Chairman of Health and Human Services
Legislative District 15
602-926-5766

Press Release

Arizona State Legislature

Senate President Karen Fann (R-1)

House Speaker Russell Bowers (R-25)

1700 West Washington • Phoenix, Arizona • 85007-2844

Friday, December 4, 2020

FOR IMMEDIATE RELEASE

Legislative Leaders call for audit of Maricopa County election software and equipment

(Phoenix, State Capitol) --- Senate President Karen Fann and Speaker of the House Rusty Bowers today called for an independent audit of the Dominion software and equipment used by Maricopa County in the 2020 General Election. The two leaders, along with incoming Senate Government Chair Michelle Ugenti-Rita and House Majority Leader Warren Petersen, had numerous phone calls with members of the Maricopa County Board of Supervisors.

"As a longtime advocate for improving and modernizing our election system, I am pleased to learn that the Maricopa County Board of Supervisors is supportive of conducting an independent audit of their voting software and equipment," said Sen. Ugenti-Rita. "It is important we maintain all of the voting public's confidence in our elections and this is a positive first step in the right direction."

"A significant number of voters believe that fraud occurred and with the number of irregularities it is easy to understand why," said House Majority Leader Petersen. "Especially concerning are the allegations made surrounding the vendor Dominion. It is imperative that the County immediately do a forensic audit on the Dominion software and equipment to make sure the results were accurate."

Legislators also emphasized to the supervisors how important it is to move expeditiously on this matter.

###

CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Nancy Barto
Sent: Friday, December 4, 2020 10:24 AM
To: Karen Fann
Cc: Eddie Farnsworth; Rick Gray; Sonny Borrelli; Vince Leach; David Gowan; Tyler Pace; Warren Petersen; Sine Kerr; J.D. Mesnard; Kate Brophy McGee; David Livingston; Michelle Ugenti-Rita; Paul Boyer; Kelly Townsend; Thomas T.J. Shope; Frank Pratt; David Farnsworth; Sylvia Allen; Heather Carter;
Subject: Sylvia Allen
Re: Joint Statement updated with quotes

This is good news-and needs to happen ASAP. Thank you!

Sent from my iPhone

On Dec 4, 2020, at 8:42 AM, Karen Fann <KFann@azleg.gov> wrote:

Team, This will be going out this morning. We've been told they are supportive of doing whatever is reasonable to restore the voters' confidence in the electoral system and will be assisting our elections committee with future legislation to regain voter confidence.

Sent from my iPhone

Begin forwarded message:

From: Mike Philipsen <MPhilipsen@azleg.gov>
Date: December 3, 2020 at 6:52:19 PM MST
To: Karen Fann <KFann@azleg.gov>
Subject: Joint Statement updated with quotes

Press Release

Arizona State Legislature
Senate President Karen Fann (R-1)
House Speaker Russell Bowers (R-25)
1700 West Washington • Phoenix, Arizona • 85007-2844

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"As a longtime advocate for improving and modernizing our election system, I am pleased to learn that the Maricopa County Board of Supervisors is supportive of conducting an independent audit of their voting software and equipment," said Sen. Ugenti-Rita. "It is important we maintain all of the voting public's confidence in our elections and this is a positive first step in the right direction."

"A significant number of voters believe that fraud occurred and with the number of irregularities it is easy to understand why," said House Majority Leader Petersen. "Especially concerning are the allegations made surrounding the vendor Dominion. It is imperative that the County immediately do a forensic audit on the Dominion software and equipment to make sure the results were accurate."

Legislators also emphasized to the supervisors how important it is to move expeditiously on this matter.

###

CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

CONTACT:

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5518
awilder@azleg.gov

Ashley McIver

From: Bret Roberts
Sent: Sunday, December 6, 2020 8:59 PM
To: Mark Finchem; Ralph Atchue
Subject: Re: Arizona Legislature shuts down after Giuliani possibly exposed lawmakers

<https://twitter.com/JennaEllisEsq/status/1335778635727450112?s=19>

Representative

Bret M. Roberts

Member, 54th Legislature

Legislative District 11

1700 W. Washington

Phoenix, AZ 85007

Room 344

T: (602) 926-3020

E: BRoberts@azleg.gov

From: Ralph Atchue
Sent: Sunday, December 6, 2020 8:40:14 PM
To: Mark Finchem <MFinchem@azleg.gov>; Bret Roberts <BRoberts@azleg.gov>
Subject: Arizona Legislature shuts down after Giuliani possibly exposed lawmakers

State Reps Finchem and Roberts
I urge you to quarantine - protect your families!
Ralph Atchue

Check out this article from azcentral:

Arizona Legislature shuts down after Giuliani possibly exposed lawmakers

<https://www.azcentral.com/story/news/politics/elections/2020/12/06/giuliani-test-positive-covid-19-met-arizona-lawmakers-before/3852278001/>

Sent from my iPad

Ashley McIver

From: Bret Roberts
Sent: Tuesday, November 17, 2020 9:31 PM
To: John Reed
Subject: Re: Election Certification

Mr. Reed,

Please take a look at recent posts on my social media.

<https://m.facebook.com/votebretroberts/?ref=bookmarks>

Representative

Bret M. Roberts

Member, 54th Legislature

Legislative District 11

1700 W. Washington

Phoenix, AZ 85007

Room 344

T: (602) 926-3020

E: BRoberts@azleg.gov

From: John Reed
Sent: Tuesday, November 17, 2020 7:06:01 PM
To: Bret Roberts <BRoberts@azleg.gov>; Mark Finchem <MFinchem@azleg.gov>; Vince Leach <VLeach@azleg.gov>
Subject: Election Certification

Gentlemen,

I'm very concerned with how this election went down and want to know if you have pursued having an audit of the vote and if you are considering not certifying these results until an audit is conducted. My biggest concern is the unsolicited mail in ballots and how those were, or more concerning, were possibly not verified. I saw a gentleman from Tennessee on the Ingraham Angle who said a ballot was cast in AZ under his name as one example. I believe COVID was used as a tool to manipulate this election cycle. It's hard for me to imagine that there was that much enthusiasm for a Vice President candidate who was quickly dispatched in the primary's and a Presidential candidate that struggles to communicate. Now, I understand there is a huge hatred of Trump from the Left, the Media, and even within the Republican Party. This email is not about Trump though, it's about the future of our Party. If we allow this type of mob rule and news/social media manipulation to continue I'm afraid this will quickly become one party government rule. At the very least, Repubs may never hold another majority again at any level. This is setting a very bad precedent for how future elections are conducted. I strongly urge/request you huddle with your colleagues and consider not certifying this election until an Audit is conducted. If Dominion system is used anywhere in AZ that's almost enough justification in itself, if you've been following the news. There are many more questions I have about this election cycle but this

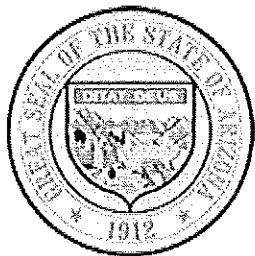
message is long enough. Please think/pray about this if your so inclined and speak up if you feel it's warranted. Thank you for your time.

Ashley McIver

From: Sue Adams
Sent: Friday, December 4, 2020 12:18 PM
To: Bret Roberts
Subject: Fw: Legislative Leaders call for audit of Maricopa County election software and equipment

Just got this...did you get it?

From: House Majority Communications <HouseGOPContact@azleg.gov>
Sent: Friday, December 4, 2020 12:14 PM
Subject: Legislative Leaders call for audit of Maricopa County election software and equipment



Press Release

Arizona State Legislature

Senate President Karen Fann (R-1)

House Speaker Russell Bowers (R-25)

1700 West Washington • Phoenix, Arizona • 85007-2844

Friday, December 4, 2020
FOR IMMEDIATE RELEASE

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###

CONTACT:

Mike Philipsen
Director of Communications
Senate Majority Staff
602-926-3972
mphilipsen@azleg.gov

Andrew Wilder
Director of Communications
House Majority Staff
602-926-5299
awilder@azleg.gov

Ashley McIver

From: Bret Roberts
Sent: Friday, November 20, 2020 12:16 PM
To: Russell Bowers; Michael Hunter; Michelle Udall
Subject: Re: Setting the record straight

Michelle,

With all due respect. The Speaker was not elected to represent my district. Nor any other member or member-elects district.

Further after the Speakers comments about the election that was published Nationally. I thought it was extremely fair to say I was not sure of the motives. Not disingenuous at all. Not after being escorted by a staff member into what appeared to be an ambush on the matter.

Representative

Bret M. Roberts

Member, 54th Legislature

Legislative District 11

1700 W. Washington

Phoenix, AZ 85007

Room 344

T: (602) 926-3020

E: BRoberts@azleg.gov

From: Michelle Udall <mudall@azleg.gov>
Sent: Friday, November 20, 2020 11:07:33 AM
To: Bret Roberts <BRoberts@azleg.gov>; Russell Bowers <RBowers@azleg.gov>; Michael Hunter <mhunter@azleg.gov>
Subject: Re: Setting the record straight

Brett,

I understand that you are upset with what happened recently. May I ask that you consider the possibility that you & Speaker may have misunderstood each other to some extent? It sounds like he had serious concerns with your letter & made them aware of those concerns. It is absolutely his place to do so, especially when his legal counsel believes there are inaccuracies. I expect him to do the same for any member to prevent such a letter going out with inaccuracies. I would hope he would do so with me.

I also understand that you disagree that there were inaccuracies & others (including attorneys) have agreed with you. That's ok too. People don't always see things the same way and that is why we don't allow single individuals to do everything unilaterally.

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000102

You had every right to gather signatures from members and send the letter once you had listened to counsel and made your own decision. What bothers me about the whole incident is that you took to social media to blast the Speaker for disagreeing with you. Nor did you mention in your comments that he (and his legal counsel) felt there were inaccuracies and that that was why he discouraged you from sending the letter. To say you had no idea why he asked you not to send out the letter seems disingenuous at best. I have never know the speaker to offer such direct advice without giving a reason for the advice. And if you didn't feel like a clear reason was given, you should have spoken about it with him more.

We have important work to do and it will be difficult to do if we are fighting among ourselves - especially if we are fighting in the public. It's fine to disagree & I think very healthy to do so. But calling people out on social media is not productive. I would encourage you to go to Speaker Bowers and have a truthful conversation about what happened. What was said that made you feel the way you do? What could he have done differently? What could you have done differently? How can the 2 of you pave the way for working together productively moving forward.

What has been done has been done. I hope we can move forward with an eye towards our common goals as people who love our country & our state & have a sincere desire to serve in whatever way possible.

Sincerely,
Michelle Udall

Sent from my iPhone

On Nov 20, 2020, at 10:27 AM, Bret Roberts <BRoberts@azleg.gov> wrote:

Members,

Some of you know this and some may not. I come from a background where integrity means everything. I assure you I carry it with me every day. I will be happy to discuss with any of you the conversation and the chain of events that led up to it on Monday, individually or in a caucus meeting.

The accusation of mischaracterizing while simultaneously mischaracterizing is a tactic I have become used to seeing from the likes of Pelosi, AOC and just about any other member the party we refer to as the "Other side of the Isle". I suppose we will need to get used to the idea of it coming from within as well.

The insinuation of retaliation in response to committee assignments escapes me. The Speaker and his staff may live in a world where decisions on policy and whether to speak out on that policy are driven by such petty concerns, I do not. Frankly, if this were about retaliation, which it is not, why would it be directed towards the Speaker at all? I think we all know he is not the one making the decisions. Don't we?

Election integrity and the public's confidence in our election system should be issues that supersede partisanship or any single election outcome. It is clear to me that there are a massive number of Arizonans who think there was a problem with this election. Have we held any caucus meetings to discuss this? No. Have we even contemplated holding a

hearing to look into this? No. I believe our constituents deserve answers - even if those

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000103

answers are not the ones they want to hear. Burying our collective heads in the sand and hoping this will all blow over is short-sighted and an abdication of our duty. I do not want to see that happen and I do not think you do either.

Regards,

Representative
Bret M. Roberts
Member, 54th Legislature
Legislative District 11
1700 W. Washington
Phoenix, AZ 85007
Room 344
T: (602) 926-3158
E: BRoberts@azleg.gov

From: Kelly Townsend
Sent: Thursday, November 19, 2020 1:06 PM
Subject: RE: Setting the record straight

Mr. Bowers,

Having not heard from you since May, I am dismayed at this email. I formally ask that you call a caucus meeting for us to discuss these issues. This email is discoverable and this type of personnel management is grossly substandard. Your abusive way of dealing with those who disagree with you, all while with a smile on your face, has become intolerable.

Further, I am still waiting for the fulfillment of my public records request that will show how much the taxpayer spent on the phishing expedition you did to find dirt on Representative David Cook, using far-left democrat lawyers. If this is what the members have to expect from your leadership when they disagree with you, I recommend they have another election and chose a more fair Speaker who can handle dissent. I expect that you will produce the report on the Cook ethics investigation shortly.

Thank you,

Kelly J. Townsend
Chair – Elections Committee
Member, Legislative District 16
Arizona House of Representatives
602.926.4467
ktownsend@azleg.gov

From: Russell Bowers <RBowers@azleg.gov>
Sent: Thursday, November 19, 2020 12:01 PM
Subject: Setting the record straight

Dear Colleagues:

I write to you to set the record straight regarding the greatly mischaracterized account that Representative Roberts yesterday Tweeted about an exchange we had regarding his letter that called for a hand recount and audit of all votes in Maricopa County. If you haven't already, I encourage you to read what he wrote here: <https://twitter.com/BretRbrts/status/1329197703675273218> and here: <https://twitter.com/BretRbrts/status/132919770442900480>.

I want you to know what I know, and that is that Mr. Roberts came into my conference room during a leadership meeting I was holding with Representatives Toma, Cobb, and Nutt, and members of senior staff.

Only minutes earlier, I had been handed his letter and I asked our general counsel to come in to review it with us. Inaccuracies were identified. I suggested to Mr. Roberts that if he and any caucus members wanted to sign and publish the letter, he ought to first ensure it was accurate.

Mr. Roberts disagreed there were inaccuracies, saying he had consulted with unnamed attorneys and had also run it by the House Rules Attorneys. (Let me say, I strongly caution members against using the non-partisan Rules Office for political purposes.)

I expressed that we should let the legal cases currently pending in the courts play out and be decided before making judgments ourselves. I also said that, while legal, it was inappropriate to include the signature of a member-elect on an official member letter.

I told Mr. Roberts that while I would not sign the letter, he was free to do as he wished, as could others, but my opinion was it would be ill advised of him to proceed.

Mr. Roberts then changed subjects and said he had originally come to talk to me about committee assignments. I told him that I had already talked to the committee chairs, vice chairs, and other members, and I would issue my assignment list shortly.

It is unknown to me why Mr. Roberts felt it was necessary to go on Twitter and publicly mischaracterize our discussion, especially since it was witnessed by others. If it was in reaction to my decision regarding committee membership, it speaks to a matter of temperament and confidence, which I must assess in my selection of these positions of power.

Russell W. "Rusty" Bowers
Speaker of the House
Arizona House of Representatives
602-926-3128 - rbowers@azleg.gov

Ashley McIver

From: Mark Finchem
Sent: Thursday, December 17, 2020 11:46 AM
To: Mark Finchem; April Riggins
Subject: Re: URGVS United Republican Alliance

Please schedule and invited

Mark Finchem, Vice-President
Energy Policy Analysis
Clean Power Technologies, LLC
www.thecleanpowergroup.com

Sent from my iPhone

On Dec 17, 2020, at 11:08 AM, Mark Finchem <MFinchem@azleg.gov> wrote:

A Zoom call for Dec.22 Tuesday -6:30PM AZ.Time
If you are interested....

Respectfully,

April Riggins

Administrative Assistant to Representative Mark Finchem-District 11
Chairman, Federal Relations Committee
Arizona House of Representatives, #310
1700 West Washington Street, Suite H
Phoenix,AZ. 85007
602-926-5798
ariggins@azleg.gov

<image001.png>

From: Yale Wishnick
Sent: Wednesday, December 16, 2020 9:32 PM
Subject: URGVS United Republican Alliance

Hello Patriots

Make sure you sign-up and support the United Republican Alliance at
www.Stand-up4America.com

AMERICAN
OVERSIGHT

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000106

A typical comment from many GOP Senators -- "Yes, there is fraud in this election, but I'm not sure if I will join **Congressman Mo Brooks.**"

**** How do you think the Democrats --- all Democrats -- would respond if situations were reversed. There's the answer to why you need to join the **United Republican Alliance** at www.Stand-up4America.com

**** Contact your friends in other states to join the **United Republican Alliance** at www.Stand-up4America.com

See the attached letter that was sent to the AZGOP Chair. This is a model letter that can be used with other states. We need this letter sent to all GOP State Chairs.

Please BCC the letter you send to Support@Stand-up4America.com

Linda Shields, one of our URGVS Coordinators, is working on creating a United Republican Alliance Facebook Page. We will also, make sure the United Republican Alliance is on all other social media platforms.

We are in the process of identifying a United Republican Alliance Director for each State.

Plan on attending the ZOOM Conference call on Tuesday, December 22, 2020. The time of the call will be 5:30 pm (PACIFIC TIME) --- 6:30 pm (ARIZONA TIME) --- 8:30 pm (EAST TIME)

ZOOM ID FOR THE CALL WILL BE SENT OUT IN A FEW DAYS.

WE NEED HELP! If you would like to play a major role in the **URGVS United Republican Alliance**, let us know how you can help.

Thank You,

Yale Wishnick
URGVS President

<URGVS URA to Dr. Kelli Ward letter.pdf>

Ashley McIver

From: Mark Finchem
Sent: Wednesday, December 16, 2020 6:15 PM
To: Grady Rhodes
Cc: Jeff Utsch; Mark Finchem
Subject: Re: Getting ballot images

Follow Up Flag: Follow up
Flag Status: Flagged

Brad Nelson is putting up a smokescreen, these are electronic ballot images, not paper images. It's my understanding that the ESNS system operates very similar to the dominion system. That means he has the ballot images already in his possession. This \$.35 per page garbage is for him to print the electronic images, and that's not what we want.

Mark Finchem, Vice-President
Energy Policy Analysis
Clean Power Technologies, LLC
www.thecleanpowergroup.com

Sent from my iPhone

On Dec 16, 2020, at 5:48 PM, Grady Rhodes wrote:

Mark,

Please read my email below. I think you need to also know what we (Pima GOP) are doing. Maybe we should communicate/collaborative on this?

Jeff,

If you have another email address to reach Mark Finchem, please forward this important message.

Grady Rhodes

----- Forwarded Message -----

From: "Grady Rhodes"
To: "Bobbie Jo" "Benny White"
Sent: Wed, Dec 16, 2020 at 5:21 PM
Subject: Re: Screenshot 2020-12-16 at 4.13.39 PM
Bobbie Jo,

In Pima Co. it's not the Recorder who counts ballots, it's the Director of Elections.

I have asked Elections Director Brad Nelson for this information under David Eppihimer's (Pima GOP Chair) authority. Brad is fixated on getting a public records request which will cost thousands to make the duplicates (\$0.35 per page and \$5 per CD).

And Benny White explains that getting the scanned ballot images taken by the ES&S DS850 machines, which are stored with the rest of the elections material in the Pima Co. Treasure's vault, will take a court order. And that court order would have to have justification like witnesses under oath who watched or performed vote switching. And even then the ballot images will likely have to be analyzed in an environment controlled by the court or maybe Pima Co. This would protect the privacy of the voters, since in certain situations the ballots could be traced back to individual voters. The ballot images would never be made public (or passed around on the internet), except if they are used as evidence in a voter fraud trial.

I will try to get this message to Mark Finchem but he has not responded to my other messages, so I don't know if he is getting them.

Grady

From: Bobbie Jo
Sent: Wednesday, December 16, 2020, 4:15 PM
To: Benny White; Grady Rhodes
Subject: Screenshot 2020-12-16 at 4.13.39 PM

- 1) this would go to County Elections here, yes?
- 2) don't the machines already take an image of them?

B

Ashley McIver

From: Mark Finchem
Sent: Tuesday, December 1, 2020 10:39 AM
To: Mark Finchem
Cc: April Riggins
Subject: FW: URGENT Fwd: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

Follow Up Flag: Follow up
Flag Status: Flagged

From: Mark Finchem
Sent: Tuesday, December 1, 2020 10:37 AM
To: 'Finchem, Mark'
Cc: April Riggins <ARiggins@azleg.gov>
Subject: FW: URGENT Fwd: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

t@bonfiresearch.org

From: Mark Finchem
Sent: Monday, November 16, 2020 2:22 PM
To:
Subject: FW: URGENT Fwd: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

From: Mark Finchem <MFinchem@azleg.gov>
Sent: Friday, November 13, 2020 12:46 PM
To: BAsh@paulashmgt.com
Subject: Fwd: URGENT Fwd: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

Get [Outlook for iOS](#)

what I received

From: Brian Watson
Sent: Thursday, November 12, 2020 2:33 PM
To: Sylvia Allen; Sonny Borrelli; Paul Boyer; Kate Brophy McGee; Heather Carter; Karen Fann; David Farnsworth; Eddie Farnsworth; David Gowan; Rick Gray; Sine Kerr; Vince Leach; David Livingston; J.D. Mesnard; Tyler Pace; Frank Pratt; Michelle Ugenti-Rita; John Allen; Nancy Barto; Leo Biasiucci; Walter Blackman; Shawwna Bolick; Russell Bowers; Noel Campbell; Frank Carroll; Regina Cobb; David Cook; Tim Dunn; John Fillmore; Mark Finchem; Travis Grantham; Gail Griffin; John Kavanagh; Anthony Kern; Jay Lawrence; Becky Nutt; Joanne Osborne; Kevin Payne; Warren Petersen; Steve Pierce; Tony Rivero; Bret Roberts; Thomas T.J. Shope; Bob Thorpe; Ben Toma; Kelly Townsend; Michelle Udall; Jeff

Weninger

Subject: Fwd: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

asking you to void all elections in the state! This includes local, county, state and federal elections! Each ballot contains all these races in it!

The State Legislature has the power to null and void all Nov 3rd election results if AZSOS and the county recorder and elections office will not provide full transparency.

See forwarded message!

----- Forwarded message -----

From: Brian Watson

Date: Tue, Nov 10, 2020 at 9:38 AM

Subject: Meeting held by Pima County Democrats (Voter Fraud Planning meeting)

To: <Criminal.Division@usdoj.gov>

US Department of Justice,

This is anonymous reporting and do not want to be included in this investigation! Thank you!

Please be advised that Pima County Recorder, located at 240 N Stone Ave, Tucson, AZ 85701 in Pima County Arizona and the Democratic Party added "fraud votes" in the initial count to the Vote-By-Mail (VBM) totals released at 8pm on Nov 3rd 2020.

There were approximately 35,000 fraud votes added to each democrat candidate's vote totals. Candidates impacted include county, state and federal election candidates. Through the utilization of the automated ballot count machines in Pima County Elections, my understanding is that 35,000 was embedded into each democrat candidate's total votes.

Below are the meeting notes:

In a meeting I was invited to by the democrat party in Pima County Arizona on Sept 10th 2020, no phones or recording devices were allowed, a presentation was given including detailed plans to embed 35,000 in a "spread configured distribution" to each democrat candidate's vote totals.

When I asked "how in the world will 35,000 be kept hidden or from being discovered", it was stated that "spread distribution will be embedded across the total registered voter range and will not exceed the registered voter count, and the 35,000 was determined allowable for pima county based on our county registered voter count". It was also stated that "total voter turnout versus total registered voters determine how many votes we can embed. The embedding will auto adjust based on voter turn-out." Because the "embed votes are distributed sporadically all embedded votes will not be found, if audited, because the embeds are in groups of approximately 1,000. This is so the county recorder can declare an oversite issue or error as a group of 1,000 is a normal and acceptable error." "Maricopa County's embed totals will be substantially higher than Pima due to embeds being calculated based on the total number of registered voters."

When I asked "has this ever been tested? and how do we know it works?" The response was "Yes, this has been testing and has shown significant success in Arizona Judicial Retention Elections since 2014 even undetectable in post audits because no candidate will spend the kind of funds needed to audit and contact voters to verify votes in the full potential of total registered voters which is more then 500,000 registered voter. This year our Secretary of State has removed precinct level detail for election night releases so canidates can't see precinct over-votes".

This is what I have from this meeting.

Just thought I'd report this. Not sure if you can do anything since I was unable to have a recording device at this meeting...

Thank you!
B.Watson

Ashley McIver

From: Mark Finchem
Sent: Sunday, November 29, 2020 2:15 PM
To: Mark Finchem
Subject: Fwd: strange Maricopa voters
Attachments: Strange Maricopa Registered Voters.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Mark Finchem, Vice-President
Energy Policy Analysis
Clean Power Technologies, LLC
www.thecleanpowergroup.com

Sent from my iPhone

Begin forwarded message:

From: Suzanne Sharer
Date: November 29, 2020 at 12:34:39 PM MST
To: Dwight Kadar Mark Finchem
Subject: Fwd: strange Maricopa voters

Good Sunday Afternoon!

I am forwarding some information one of my campaign volunteers and PC I LD18 had uncovered. I forwarded original email earlier but not to Rep Finchum as of yet. We truly believe our election results in LD18 are filled with fraud. My opponent is bragging about 86%+ voter turnout.

Let me know what I can do to help. Erik is also willing to help.

Regards,
Suzanne Sharer

----- Forwarded message -----

From: Landscape Trilogy
Date: Sun, Nov 29, 2020 at 11:38 AM
Subject: strange Maricopa voters
To: Suzanne Sharer Edward Pellegrino
Edward Pellegrino

See attached, there are a few sample screenshots attached as well. All voters are registered at offices and it appears they voted. Some voted shortly after requesting a ballot with not enough time to

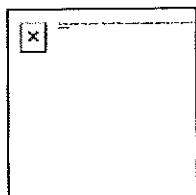
MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000114

receive it in the mail, and some requested the ballot after they voted, even as late as the 25th of this month.

--

Thank you,
Eric Keefe

--



SUZANNE SHARER

Phoenix, AZ 85045 | C: |

Recorder & Elections Dept.
222 E Javelina Mesa AZ 85210

Registered Name	Voter ID
Randal	
Charles	
David	
Margaret	
Lenora	
Gilbert	

Elections MCTEC Office
510 S 3rd Ave Phx AZ 85003

Registered Name	Voter ID
Michael	
Raymond	
Janet	
Gerald	
Flemming	
Henedina	

Recorders Office
111 S 3rd Ave Phx AZ 85003

Registered Name	Voter ID
Marques	
ames	
Nesley	
William	
Angel R.	
Carmen	
Carlos	
Alexander	
Bobbie	
Anthony	
ressenia	
Villard	
Ricardo	
Connie	
esse	
Chandra	
Stephanie	
Gregory	
Carolina	
illie	
Charles	
Gony	
Melisa	
Brice	
Faufatun	
Marvin	
Cory	
Edward	
Rebecca	
Lisa Marie	
Theodore	
Beyah	

Registered Name	Voter ID
Elric	
Sandy	
Matthiew	
Jose	
Walter	
Elias	
Jose	
Ryan	
Gary	
Christopher	
Tyler	

 Poll Voter August 4th 2020
 Voted on 10/17/2020
 Voted on 10/20/2020
 Ballot Requested 10/29/2020
 Premevstatus voted Nov 5th
 Ballot Requested 11/25/2020

Adrian	Voted 10/15 Requested Ballot 10/29
Ramona	Voted 10/15 Requested Ballot 10/29

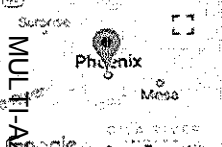
AlreadyVoted - 1	22 Jul 20 15:15:45
2020Primary - Voted	14 Oct 20 02:30:39
2020_Voted_General - 1	15 Oct 20 07:00:24
2020AlreadyVotedGeneral - 1	23 Oct 20 08:01:53
2020BallotRequestedGeneral - 1	29 Oct 20 09:17:43

22 Jul 20 15:15:45
12 Oct 20 02:50:29
15 Oct 20 07:00:24
22 Oct 20 08:01:53
29 Oct 20 09:17:42



Current Address

PHOENIX, AZ 85003



History

20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000118

STEPHANIE RENEE PULIDO

Gender

Female

Age

42

Political Views

Party Code

D

Email

Voter Data

Phone Numbers		Employment		
		Occupation	Employer	Year
Cell				
Home				
Home				
Home				
Cell				
Home				
Home				
Home				
Home				
Home				
Home				
Home				
Home				
Home				

Sidekick Score

0

SOS VoterId

Household (29)





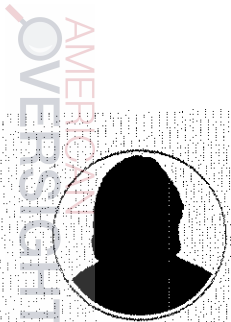
Facebook



Notes

Tags

BallotRequested - 1	10 Jul 20 03:18:39
2020AlreadyVotedGeneral - 1	16 Oct 20 19:47:14
2020_Voted_General - 1	17 Oct 20 05:03:56
TU20201027LL - 1	28 Oct 20 04:20:09
2020BallotRequestedGeneral - 1	29 Oct 20 05:05:33



Current Address

PHOENIX, AZ 85003



History

found 20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000119

TAUFATUN AKTER

Gender: Unknown
Age: 36
Political Views:
Party Code: D
Email:

Voter Data

Phone Numbers		Employment		
		Occupation	Employer	Year
Home				
Home				
Home				
Home				
Home				
Home				
Home				
Home				
Cell				
Home				
Home				
Home				
Home				
Home				
Home				
Home				

Sidekick Score

0

SOS VoterId

Household (29)



Facebook



Notes

Tags

2020Primary - Voted	14 Oct 20 02:36:35
TU20201015Doors - 1	15 Oct 20 22:05:11
2020AlreadyVotedGeneral - 1	16 Oct 20 20:05:28
2020_Voted_General - 1	17 Oct 20 05:03:49
2020BallotRequestedGeneral - 1	29 Oct 20 08:42:26



Current Address

MESA, AZ 85210



History

und
20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000120

Voter Profile

MARGARET CHARLOTTE CORNE BENNY

Gender Female
Age
Political Views
Party Code R
Email

Voter Data

Phone Numbers Employment
Donor History Occupation Employer Year
Amount Date

Mobile Canvassed

No survey data available

Sidekick Score

0

SOS VoterId

Household (0)

Facebook



Notes

Tags

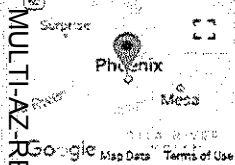
16 Sep 20 21:29:25
2020_RNCUnivs_NetBallot_GOP_GOTVTier1 - 1
01 Oct 20 09:24:01
2020_RNCUnivs_NetBallot_GOP_GOTVTier2 - 1
05 Oct 20 20:59:46
TU_20201005_Doors - 1
29 Oct 20 03:58:32
2020BallotRequestedGeneral - 1
03 Nov 20 16:36:04
2020AlreadyVotedGeneral - 1

AMERICAN OVERSIGHT



Current Address

PHOENIX, AZ 85003



History

four

YESSENIA GRANADOS DE LEON

Gender

Female

Age

30

Political Views

Party Code

D

Email

Voter Data

Phone Numbers

Employment

Cell

Occupation

Employer

Year

Home

Home

Home

Home

Home

Home

Home

Home

Home

Home

Cell

Home

Home

Home

Sidekick Score

0

SOS VoterId

Household (29)



Facebook



Notes

Tags

TU20201015Doors - 1

15 Oct 20 20:20:50

2020_Voted_General - 1

20 Oct 20 09:29:24

2020AlreadyVotedGeneral - 1

23 Oct 20 09:12:57

2020_RNCUnivs_NetBallot_Swing - 1

26 Oct 20 04:55:57

2020BallotRequested - 1

25 Nov 20 20:01:03

MULTI-AZ-RE 20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000121

Ashley McIver

From: Mark Finchem
Sent: Monday, November 23, 2020 3:38 PM
To: Mark Finchem
Subject: Fwd: The Richter brief

Rep. Mark Finchem, LD-11
Arizona House of Representatives

Begin forwarded message:

From: Floyd Brown <floyd@liftablemedia.com>
Date: 11/23/2020
To: Rep Mark Finchem
Subject: The Richter brief

<http://fontesreport.com/>

Ashley McIver

From: Mark Finchem
Sent: Sunday, December 6, 2020 5:46 PM
To: ... Noel Campbell; Walter Blackman; Hon. Thorpe; Nancy Barto; John Allen; Leo Biasiucci; Shawna Bolick; Russell Bowers; Frank Carroll; Gina Cobb; David Cook; David Gowan; Tim Dunn; Travis Grantham; Gail Griffin; John Kavanaugh; Anthony Kern; Jay Lawrence; Sonny Borrelli; becky@azcommerceexchange.com; Joanne Osborne; Kevin Payne; Warren Petersen; Tony Rivero; Bret Roberts; TJ Shope; Ben Toma; Kelly Townsend; Michelle Udall;
Subject: Petition for Immediate Hearing and/or a Special Session to decertify Arizona electors
Attachments: Petition to Call the House & Senate to SS 2.3.pdf

Members, after seeing the significant amount of evidence that was presented at the Election Integrity Hearing last Monday, and emerging evidence as I write this email to you all that the 2020 Presidential Election was affected by fraud on a monumental scale through multiple avenues, we face a constitutional crisis of our own.

Legal Brief:

Article I, Section 4 of the Constitution of the United States provides that "[t]he Times, Places and Manner of holding Elections for Senators and Representatives shall be prescribed in each State by the Legislature thereof; but the Congress may at any time by Law make or alter such Regulations, except as to the Places of choosing Senators"; and Article II, Section 1 of the Constitution of the United States provides, in pertinent part, that "[e]ach State shall appoint, in such Manner as the Legislature thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress"; and the Supreme Court of the United States has described such constitutional authority of the state legislatures to determine the manner of choosing electors as "plenary." See *McPherson v. Blacker*, 146 U.S. 1, 35 (1892); see also *Bush v. Gore*, 531 U.S. 98, 104 (2000). "Plenary authority" is defined as, "complete and absolute authority over an area with no limitations" (Cornell Law school, 2020).

Call to Action:

Knowing all of this, it is critical to understand that the Legislature is not bound by state statutes that limit its exercise of the reserved authority. A simple majority of members is all that is necessary for the House and Senate to come to order for the consideration of the evidence that has been presented, or in the alternative to hold an "official" hearing to re-hear the evidence and testimony previously presented on November 30, 2020. Please find attached a call for the Special Session under this legal argument. As you can see but the Supreme Court's opinion, that plenary authority is ours and ours alone. I ask that you respond with a YEA or a NAY if you wish to sign on to this resolution. This is very similar to what the Pennsylvania and Georgia General Assemblies are processing right now.

Time is of the essence, this resolution in its signed format must be out by the end of business on December 7, 2020. I also understand that the House is now closed to all persons, so it is clear that your electronic signature will be required, unless you plan to attend the *#StopTheSteal* protest and press conference tomorrow from 3:00 pm to 5:00 pm. If you wish to sign on with an electronic signature, please let your assistant know by copying her/him in your response to me.

Rep. Mark Finchem, LD-11
Arizona House of Representatives

PETITION BY THE HOUSE AND SENATE CALLING FOR AND CONVENING
A SPECIAL SESSION OF THE ARIZONA HOUSE AND SENATE

This petition shall serve as notification to Governor Douglas Ducey and Secretary of State Katie Hobbs that an emergency exists such that a special session of the Legislature must be called for and convened on Tuesday, December 8, 2020, at 10:00 A.M. in order to attend to such emergency and for all purposes provided for pursuant to Article II, Section 1 of the Constitution of the United States.

WHEREAS, an election was held in this state on November 3, 2020, for the purpose of selecting electors from Arizona to cast the state's vote for President and Vice President of the United States of America on December 14, 2020; and

WHEREAS, Article I, Section 4 of the Constitution of the United States provides that "[t]he Times, Places and Manner of holding Elections for Senators and Representatives shall be prescribed in each State by the Legislature thereof; but the Congress may at any time by Law make or alter such Regulations, except as to the Places of choosing Senators"; and

WHEREAS, Article II, Section 1 of the Constitution of the United States provides, in pertinent part, that "[e]ach State shall appoint, in such Manner as the Legislature thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress"; and

WHEREAS, the Supreme Court of the United States has described such constitutional authority of the state legislatures to determine the manner of choosing electors as "plenary."

See *McPherson v. Blacker*, 146 U.S. 1, 35 (1892); see also *Bush v. Gore*, 531 U.S. 98, 104

(2000); and

WHEREAS, “plenary power” is defined as complete and absolute power to take action over a particular area with no limitations; and,

WHEREAS, Section 5 of Title 3 of the United States Code provides: "If any State shall have provided, by laws enacted prior to the day fixed for the appointment of the electors, for its final determination of any controversy or contest concerning the appointment of all or any of the electors of such State, by judicial or other methods or procedures, and such determination shall have been made at least six days before the time fixed for the meeting of the electors, such determination made pursuant to such law so existing on said day, and made at least six days prior to said time of meeting of the electors, shall be conclusive, and shall govern in the counting of the electoral votes as provided in the Constitution, and as hereinafter regulated, so far as the ascertainment of the electors appointed by such State is concerned"[;] and

WHEREAS, Title 16 of the Official Code of Arizona Revised Statutes (hereinafter, the "Arizona Election Code") sets forth the rights and procedures for an election contest in Arizona as enacted by the Legislature pursuant to its plenary power under Article II, Section 1 of the Constitution of the United States (hereinafter, "plenary power"); and

WHEREAS, testimonial and other evidence given before an Election Integrity Hearing held on November 30, 2020, demonstrated a systemic failure to observe the Arizona Election Code enacted by the Legislature in ways that include, but are not limited to, the following:

- (1) knowingly places a mark on the voter's ballot by which it can be identified as the one voted by the voter, in violation of Code Section § 16-1018;

- (2) Allowing the receipt of an official ballot from a person other than an election official having charge of the ballots, in violation of Code Section 16-1018(A)(6);
- (3) Allowing individuals to vote who were not listed in the state's records as having been registered to vote and counting such ballots in violation of Code Sections § 16-101 and § 16-121.1, notwithstanding judicial overreach of legislative plenary power ordering an extended voter registration period;
- (4) Allowing voters who moved to a different county more than 30 days prior to the election to cast votes without reregistering and counting such ballots in violation of Code Section § 16-135;
- (5) Allowing voters who registered using a post office box instead of a residence address to cast ballots and counting such ballots in violation of Code Section § 16-584;
- (6) Counting the ballots of individuals who were deceased prior to election day in violation of Code Section § 16-165;
- (7) Counting of ballots outside the view of poll watchers or designated monitors, and under the observation of representatives of each political party and the public in violation of Code Sections 16-621(A) and 16-452(C); and
- (8) The officer in charge of elections shall ensure that electronic data from and electronic or digital images of ballots are protected from physical and electronic access, including unauthorized copying or transfer, and that all security measures are at least as protective as those prescribed for paper ballots, set out in Code Sections § 16-625; and
- (9) Evidence that electronic reassignment of votes occurred at a level sufficient to alter the outcome of the election; and

(10) Evidence of fractional voting occurred showing that votes were not tabulated, but instead calculated, in violation of the “Equal Protection” clause and the long-settled “one person, one vote” doctrine laid down by the Supreme Court of the United States; and

WHEREAS, any certification of electors based upon such fraudulent activities results in a disenfranchisement of Arizona voters who cast legitimate ballots and it is a responsibility, and a duty uniquely placed upon the Arizona Legislature to right such wrongs; and

WHEREAS, any certification of electors by the Governor of Arizona or the Arizona Secretary of State in light of such systemic failures would not be in conformity with the Arizona Election Code enacted by the Legislature pursuant to its plenary power; and

WHEREAS, the Supreme Court of the United States in *Bush v. Gore*, 531 U.S. 98 at 104, has held that a state legislature, "after the granting the franchise in the special context of Article II, can take back the power to appoint electors"; and

WHEREAS, Article II, Section 1 of the Constitution of the United States does not prescribe any procedural limitations or criteria relating to a state legislature's exercise of its plenary powers under said provision; and

WHEREAS, the Legislature's ability to take back the power to appoint electors is not conditioned or dependent upon whether it is in convened in a session at the time when the need to take back such power arises; and

WHEREAS, the testimonial and other evidence presented of the systemic failure to follow the Arizona Election Code warrant the convening of a session of the Legislature on

Tuesday, December 9, 2020, at 10:00 A.M., in person or by electronic means, to determine if the such election can be properly certified or if the state should exercise any authority granted pursuant to Article II, Section 1 of the Constitution of the United States.

NOW, THEREFORE, pursuant to the state's plenary power under Article II, Section 1 of the Constitution of the United States, the undersigned members of the Legislature hereby certify that an emergency exists in the affairs of the state such that a session of Legislature should be called on Tuesday, December 10, 2020, at 10:00 A.M., in person or by electronic means, to attend to such emergency and for all purposes provided for pursuant to Article II, Section 1.

NOW, THEREFORE, be it certified that the undersigned members of the House of Representatives and the Senate of the 54th Arizona Legislature hereby call for a session of the Legislature to be convened on Tuesday, December 10, 2020, at 10:00 A.M., in person or by electronic means, at the State Capitol in Phoenix, Maricopa County, Arizona.

Ashley McIver

From: Mark Finchem
Sent: Wednesday, December 9, 2020 7:06 PM
To: Justin Swanson; Andres Cano; Alma Hernandez; Anthony Kern; Aaron Lieberman; Athena Salman; Amish Shah; Arlando Teller; Becky Nutt; Bret Roberts; Bob Thorpe; Ben Toma; Cesar Chavez; Charlene Fernandez; David Cook; Domingo DeGrazia; Diego Espinoza; Daniel Hernandez; Frank Carroll; Gail Griffin; Geraldine Peten; Isela Blanc; John Allen; Jennifer Jermaine; John Kavanagh; Jay Lawrence; Jennifer Longdon; Jennifer Pawlik; Jeff Weninger; Kelli Butler; Kirsten Engel; Kevin Payne; Leo Biasiucci; Lorenzo Sierra; Mitzi Epstein; Myron Tsosie; Michelle Udall; Nancy Barto; Noel Campbell; Pamela Powers Hannley; Richard Andrade; Russell Bowers; Regina Cobb; Randy Frieze; Rosanna Gabaldon; Robert Meza; Steve Pierce
Subject: Re: The Election

Thank you for writing. I am taking a lot of flaming arrows for having the hutzpah for challenging the governor and the Speaker of the House on a election based in fraud. I won't relent on my mission to restore integrity. If you want to be updated on our efforts, I urge you to subscribe to my Legislative Journal at <https://mailchi.mp/f4e060688d6e/legislativejournal>

Rep. Mark Finchem , LD-11

Get Outlook for iOS

From: Justin Swanson
Sent: Wednesday, December 9, 2020 6:59:33 PM
To: Andres Cano <ACano@azleg.gov>; Alma Hernandez <AHernandez@azleg.gov>; Anthony Kern <AKern@azleg.gov>; Aaron Lieberman <ALieberman@azleg.gov>; Athena Salman <asalman@azleg.gov>; Amish Shah <AShah@azleg.gov>; Arlando Teller <ATeller@azleg.gov>; Becky Nutt <bnutt@azleg.gov>; Bret Roberts <BRoberts@azleg.gov>; Bob Thorpe <bthorpe@azleg.gov>; Ben Toma <btoma@azleg.gov>; Cesar Chavez <cchavez@azleg.gov>; Charlene Fernandez <CFernandez@azleg.gov>; David Cook <dcook@azleg.gov>; Domingo DeGrazia <DDeGrazia@azleg.gov>; Diego Espinoza <DEspinoza@azleg.gov>; Daniel Hernandez <DHernandez@azleg.gov>; Frank Carroll <FCarroll@azleg.gov>; Gail Griffin <GGriffin@azleg.gov>; Geraldine Peten <gpeten@azleg.gov>; Isela Blanc <iblanc@azleg.gov>; John Allen <jallen@azleg.gov>; Jennifer Jermaine <JJermaine@azleg.gov>; John Kavanagh <JKavanagh@azleg.gov>; Jay Lawrence <JLawrence@azleg.gov>; Jennifer Longdon <JLongdon@azleg.gov>; Jennifer Pawlik <JPawlik@azleg.gov>; Jeff Weninger <JWeninger@azleg.gov>; Kelli Butler <kbutler@azleg.gov>; Kirsten Engel <kengel@azleg.gov>; Kevin Payne <kpayne@azleg.gov>; Leo Biasiucci <LBiasiucci@azleg.gov>; Lorenzo Sierra <LSierra@azleg.gov>; Mitzi Epstein <mepstein@azleg.gov>; Mark Finchem <MFinchem@azleg.gov>; Myron Tsosie <MTsosie@azleg.gov>; Michelle Udall <mudall@azleg.gov>; Nancy Barto <NBarto@azleg.gov>; Noel Campbell <NCampbell@azleg.gov>; Pamela Powers Hannley <ppowershannley@azleg.gov>; Richard Andrade <RAndrade@azleg.gov>; Russell Bowers <RBowers@azleg.gov>; Regina Cobb <RCobb@azleg.gov>; Randy Frieze <RFrieze@azleg.gov>; Rosanna Gabaldon <rgabaldon@azleg.gov>; Robert Meza <rmeza@azleg.gov>; Steve Pierce <SPierce@azleg.gov>
Subject: The Election

Hello and thank you for taking the time to read this message. I will try to keep things as short as possible. Please help save our nation. Misinformation is rampant within social and mainstream media. Please recognize the abundance of credible evidence available that mass irregularities occurred. I understand that many Americans are in favor of the illegitimate election results for presidency and therefore remain willfully ignorant and dismissive of the available information. Instead of independent examination of information available, many chose to trust false and inaccurate "fact checkers" who promote their own agendas. Please note the recent misleading and innacurate Lead Stories

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000131

"debunking" of the Georgia election absentee ballot counting footage and claims. This said footage, the existing affidavits, the audio recordings, the press releases, the press coverage all show the actual truth, and the Lead Stories "fact checkers" claim it all to be false. This is direct misinformation and propaganda being distributed to the masses in order to manipulate our nation and this election. I find it no coincidence that Lead Stories has direct business relationships with the Chinese government. You are our elected officials, you represent us. We depend on you to uphold the integrity of our nation. No-excuse mail in voting, dead voting, double voting, inaccuracies, irregularities and countless other extremely valid and important issues are PROVEN to exist. At a minimum, please push for signature verification and a forensic audit of the Dominion voting machines. A very large part of our country has zero confidence in the integrity of this election. We must remedy this as soon as possible to not only strengthen our nations union, but possibly even prevent it from collapse. Investigation can only bring understanding and clarity, the lack thereof brings the exact opposite. This very well may mark a keystone moment in our nation's history. I beg of you all as our elected officials, please do everything in your power to make sure that every person you represent is represented. Investigations are usually embraced by the innocent and feared by the guilty. You have the power and duty to defend and uphold our constitution. There is no greater calling than that of serving your fellow man. Thank you all for your efforts and consideration. I promise to you all that if you fight for us, the integrity of our elections and the freedom of our nation, we shall fight for you too. Even if these illegitimate results favor your candidate, you should care moreso about the integrity of the vote as corruption is the antithesis of freedom. We are all watching, waiting and hoping for you to do what you swore an oath to do.

We need you all. Please protect our nation from corruption.

-Justin Swanson

Ashley McIver

From: Mark Finchem
Sent: Sunday, December 13, 2020 7:55 PM
To: John Fillmore
Cc: Kelly Townsend; .HMAJMEMS; .SREPMEMS; .HMAJSECS; .SREPSECS
Subject: Re: Final Draft of Resolution to Congress

I'm on it.

Rep. Mark Finchem, LD-11
Chairman, Federal Relations Committee

Sent from my iPhone

On Dec 13, 2020, at 7:37 PM, John Fillmore <JFillmore@azleg.gov> wrote:

Kelly I am good with that you can add my name John Fillmore oh, you did a good job

On Dec 13, 2020 7:16 PM, Kelly Townsend <ktownsend@azleg.gov> wrote:
Members,

Attached, please find the final draft of the resolution that will be transmitted to Congress Monday afternoon. If you would like your name added, please let me know before 2:00PM, Monday December 14th.

Best,
Senator-Elect Townsend

Ashley McIver

From: Mark Finchem
Sent: Saturday, November 28, 2020 6:39 PM
To: Malinda Sherwyn; Martin Lynch
Cc: Russell Bowers; Rick Gray; Karen Fann; Becky Nutt; Warren Petersen; Thomas T.J. Shope; Sylvia Allen; Kelly Townsend; Sonny Borrelli; Paul Boyer; Heather Carter; David Farnsworth; David Gowan; Sine Kerr; Vince Leach; David Livingston; J.D. Mesnard; Tyler Pace; Frank Pratt; Michelle Ugenti-Rita; Nancy Barto; Leo Biasiucci; Walter Blackman; Shawna Bolick; Noel Campbell; Frank Carroll; Regina Cobb; David Cook; Tim Dunn; John Fillmore; Travis Grantham; Gail Griffin; John Kavanagh; john.a.gentry@comcast.net; Jay Lawrence; Joanne Osborne; Kevin Payne; Steve Pierce; Tony Rivero; Bret Roberts; Bob Thorpe; David Stringer; Ben Toma; Michelle Udall; Jeff Weninger
Subject: Re: HOW MANY OF YOU ARE GOING TO MEET RUDY AND HOW MANY OF YOU HAVE COURAGE ENOUGH TO SAVE THIS REPUBLIC? LET US KNOW.

Actually, I'm the chairman of the committee getting this done.

Get Outlook for iOS

From: Malinda Sherwyn
Sent: Saturday, November 28, 2020 6:23:40 PM
To: Martin Lynch <info@wtpcs.org>
Cc: Russell Bowers <RBowers@azleg.gov>; Rick Gray <RGray@azleg.gov>; Karen Fann <KFann@azleg.gov>; Becky Nutt <bnutt@azleg.gov>; Warren Petersen <wpetersen@azleg.gov>; Thomas T.J. Shope <tshope@azleg.gov>; Sylvia Allen <SAllen@azleg.gov>; Kelly Townsend <ktownsend@azleg.gov>; Sonny Borrelli <sborrelli@azleg.gov>; Paul Boyer <PBoyer@azleg.gov>; Heather Carter <HCarter@azleg.gov>; David Farnsworth <DFarnsworth@azleg.gov>; David Gowan <dgowan@azleg.gov>; Sine Kerr <SKerr@azleg.gov>; Vince Leach <VLeach@azleg.gov>; David Livingston <dlivingston@azleg.gov>; J.D. Mesnard <JMesnard@azleg.gov>; Tyler Pace <TPace@azleg.gov>; Frank Pratt <FPratt@azleg.gov>; Michelle Ugenti-Rita <mugenti-rita@azleg.gov>; Nancy Barto <NBarto@azleg.gov>; Leo Biasiucci <LBiasiucci@azleg.gov>; Walter Blackman <WBlackman@azleg.gov>; Shawna Bolick <SBolick@azleg.gov>; Noel Campbell <NCampbell@azleg.gov>; Frank Carroll <FCarroll@azleg.gov>; Regina Cobb <RCobb@azleg.gov>; David Cook <dcook@azleg.gov>; Tim Dunn <TDunn@azleg.gov>; John Fillmore <JFillmore@azleg.gov>; Mark Finchem <MFinchem@azleg.gov>; Travis Grantham <TGrantham@azleg.gov>; Gail Griffin <GGriffin@azleg.gov>; John Kavanagh <JKavanagh@azleg.gov>; john.a.gentry@comcast.net <john.a.gentry@comcast.net>; Jay Lawrence <JLawrence@azleg.gov>; Joanne Osborne <JOSborne@azleg.gov>; Kevin Payne <kpayne@azleg.gov>; Steve Pierce <SPierce@azleg.gov>; Tony Rivero <TRivero@azleg.gov>; Bret Roberts <BRoberts@azleg.gov>; Bob Thorpe <bthorpe@azleg.gov>; David Stringer <DStringer@azleg.gov>; Ben Toma <btoma@azleg.gov>; Michelle Udall <mudall@azleg.gov>; Jeff Weninger <JWeninger@azleg.gov>
Subject: Re: HOW MANY OF YOU ARE GOING TO MEET RUDY AND HOW MANY OF YOU HAVE COURAGE ENOUGH TO SAVE THIS REPUBLIC? LET US KNOW.

HOW MANY OF YOU HAVE COURAGE?

> On Nov 28, 2020, at 3:53 PM, Malinda Sherwyn wrote:
>
>
> HOW MANY OF YOU FROM OUR LEGISLATURE ARE MEETING RUDY GIULIANI ON MONDAY IN AZ?

Ashley McIver

From: Mark Finchem
Sent: Friday, November 20, 2020 9:06 AM
To: Frosty Taylor; Jeffrey Utsch
Cc: John Fillmore; David Cook; Bret Roberts; Kevin Payne; Jake Hoffman
Subject: Pursuit of election integrity

With all due respect to Maricopa County Supervisor Clint Hickman, and regardless of his assertion that the Maricopa County ballot count is trustworthy, President Ronald Reagan's famous doctrine, "trust but verify," comes to mind. If we are ever to restore voter confidence in the electoral process in Maricopa, Arizona and even the United States, it is critical that the Arizona Legislature engage in our Constitutional responsibility and engage in a level of due diligence fitting for such a weighty matter. The growing body of evidence showing electronic fraud -Dominion tabulation equipment and software- that has been seized and is under examination is stunning. The evidence in the hands of Federal authorities points to a fraud that has occurred, and takes auditing skills and hard work to uncover. I have been assured by investigators that if the Arizona Legislature convenes a hearing to take testimony, that evidence and testimony which can be presented, will be presented. There are cases in controversy in multiple State and Federal courts, so some evidence cannot be presented yet, but will be available through other verifiable sources in due time. This is not a time to rubber stamp results and certify them as accurate without such due diligence. The "hand counting" of ballots without full reconciliation against the electronic record does not build voter confidence, it only serves to further erode it.

With regard to paper ballot fraud, there is an audit underway to identify dead voters in Maricopa County who allegedly engaged in voting in Arizona right now, and so far out of a 10% sample of approximately 30,000 voters over 90-years old, approximately 300 have been discovered to be dead prior to the commencement of voting in the 2020 election. The audit will count 100% of the ballots. This is just one example of the shortcomings of our voting system and the chain of custody for mail-in ballots.

Once again, under Article II Section 1 of the United States Constitution, **it is the Legislature that has plenary authority**, reserved for the Legislatures by the Legislative delegates who wrote the Constitution in the first place. There is no mention of the Governors, of the Courts, or of any other board or commission. It is the Legislature's responsibility and none other to appoint the Electoral College electors. Up to this point there have been few controversies and the automated system that Arizona statutes lays out has worked. However, when there is a case in controversy, such as the Hayes v. Tilden Presidential election in 1876 (before Arizona was granted state status), the Legislature must fulfill its duty. The only way we can do that is by the calling of a Special Session. The legal theory that we are not bound by State law because this is a Federal matter is on solid ground, thus a simple majority is sufficient to return to work to conduct hearing, take evidence, testimony, issue subpoenas if necessary, and to draft legislative findings. And finally, to make a decision whether to award Electors or not to.

On Tuesday, November 17, I requested approval for the House Federal Relations Committee to hold such a hearing next Tuesday, November 24. There has been no response from the Speaker of the House thus far.

Rep. Mark Finchem, LD-11
Arizona House of Representatives

Ashley McIver

From: Mark Finchem
Sent: Tuesday, November 17, 2020 3:39 PM
To: Anita Cohen
Subject: RE: Re Citizens wanting answers about recent elections

Importance: High

Hello Anita. I am happy to answer you inquiry, please see my remarks below.

From: Anita Cohen
Sent: Tuesday, November 17, 2020 2:18 PM
To: Mark Finchem <MFinchem@azleg.gov>
Subject: Re Citizens wanting answers about recent elections

Dear Representative Finchem,

As the Editor of Prescott eNews, in Prescott, Arizona, I have been made aware by many citizens in Yavapai County that continuing serious questions linger regarding the recent national and state elections as to their authenticity and questions of voter fraud. As Chair of the State Legislature's Committee on Federal Relations, I am asking you the following questions;

1) Are our State legislators at all interested in getting to the bottom of questions and concerns that citizens across our state have re: the recent elections and their legitimacy? Indeed we are. While many of us have been accused of "doing nothing" or "not doing enough" there are several factors at work. The first order issue to consider is the election is over. We are now in the process of litigation. Every possible legal theory is being evaluated for protecting the personal voting franchise; after all is said and done, this is the full measure of consent of the governed. When the election of our leadership is interfered with, voters are disenfranchised, and the consent of the governed drains away. It is replaced with fraud of the highest order. The most important legal theory under examination right now is the plenary authority noted in Article II Section 1 of the U. S. Constitution. It says, "*Each State shall appoint, in such Manner as the Legislature thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress.*" It is our view that when there is controversy, it is the under the plenary power of the State Legislature to fulfil this duty to take care that all legal votes are counted and all fraudulent votes are found and purged from the count in order for us to have clarity as to who is to receive the Electoral College votes from Arizona.

2) Are our State legislators impotent to act on behalf of We the People? If they are so impotent, as a State Representative, what do you advise us to do? We are only impotent if we do not act. There are a number of actions that are in motion at this moment. People are calling the Governor's office demanding that the Legislature be called into special session to take up the controversy and properly assign the Electors to the candidate who has won the highest vote count of legal votes. To do that we must hear testimony and receive evidence. I have requested that the Speaker of the House, Russell Bowers, approve a hearing held by the Federal Relations Committee for next Tuesday to take testimony and hear evidence that there is sufficient cause to suggest that Maricopa County and Pima County votes are either properly tabulated and awarded to the correct candidates, or that they have been manipulated and awarded in some other manner. It is alleged that a CIA system called Hammer and an application called Scorecard that calculates the vote count needed for a specific candidate to

win, and then reallocates those votes fraudulently, has been used in this election. We have a responsibility to verify that is not the case, and that all ballot tabulation equipment did in fact operate properly, awarding votes to the right person.

3) In my research, I understand if a majority of the members of our legislature vote to hold a special session for the purpose of subpoenaing certain selected election officials and subpoenaing said officials for the purposes of attempting to answer the myriad of questions citizens have regarding this recent election, that the session can be held. You are correct, however, typically the Speaker of the House approves the hearing. From time to time there have been hearings on a number of matters from water regulations to energy generation that have not been approved by the speaker. However, to exercise investigative authority and the use of subpoena's, I am under the understanding that the Speaker's approval is required. There is a legal theory that because this is not a state office matter, the super majority requirement for the Legislature to call itself back into session does not apply, rather the plenary power of the Legislature is untethered to state statutes because of the federal office. That means the Article II Section 1 language rules supreme.

I would appreciate your immediate response.



Anita Cohen
Editor, Prescott eNews
cohwill@gmail.com
<https://www.prescottenews.com/>



Ashley McIver

From: April Riggins
Sent: Wednesday, November 18, 2020 3:24 PM
To: Mark Finchem
Subject: FW: Representative Mark Finchem's latest Response to Arizona Voters.

Subject: Representative Mark Finchem's latest Response to Arizona Voters.

Thank you for your email,

For Constituents who would like to subscribe to this Journal for on-going updates you can do so at <https://mailchi.mp/f4e060688d6e/legislativejournal>

Rep. Mark Finchem, LD-11
Arizona House of Representatives

We are working diligently to uncover every area of fraud, and it appears to be pervasive. Quote: Representative Mark Finchem

I am fully aware of your voting concerns in Arizona and wanted to add this important News Announcement:



REPUBLICAN PARTY OF ARIZONA ***PRESS RELEASE***

FOR IMMEDIATE RELEASE
Thursday, November 12, 2020

CONTACT: Zachery Henry
communications@azgop.org

Republican Party of Arizona Files Suit To Enforce Lawful Hand Count of Votes by Precinct, Not Voting Center

PHOENIX — The Republican Party of Arizona today filed a lawsuit to enforce a hand count of votes by precinct, not voting center, which is required under the law. As part of its suit, the Party asked for an order to direct the county to follow state statute.

Traditionally, voters have been assigned a “polling place” in their precinct at which to vote; however, for the 2020 general election, Maricopa County instead set up a number of polling places across the county called “vote centers” where voters from any precinct could vote. There is a fundamental difference between sampling “polling centers” and “precincts,” most notable being the fact that there were only around 175 vote centers this election, but there were 748 precincts. Hand counting by precinct would therefore potentially result in a more precise sampling of votes.

Republican Party of Arizona Chairwoman Kelli Ward issued the following statement on the lawsuit:

“The question here is one of statutory construction, and whether the Secretary of State's Elections Procedures Manual is able to supersede Arizona's state law. Arizona voters deserve complete assurance that the law will be followed and that only legal ballots will be counted in the 2020 election.”

###

More News! IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA IN AND FOR THE COUNTY OF MARICOPA DONALD J. TRUMP FOR PRESIDENT, INC., a federal political committee; REPUBLICAN NATIONAL COMMITTEE, a federal political party committee; and the ARIZONA REPUBLICAN PARTY, a political party committee, Plaintiffs,

v. KATIE HOBBS, in her official capacity as the Secretary of State of Arizona; ADRIAN FONTES, in his official capacity as the Maricopa County Recorder; and JACK SELLERS, STEVE CHUCRI, BILL GATES, CLINT HICKMAN, AND STEVE GALLARDO, in their respective official capacities as members of the Maricopa County Board of Supervisors, Defendants.
No. _____

In answer to questions many have asked I am sending this information to you.

1. What Can Be Done?

The Speaker of the Arizona House of Representatives must call the Arizona "House" into session now. We can only use the Legislative process if we are in Session.

The Democrats will not participate in this process of the concerns for voter fraud.

2)What Can I do?

Contact your County Supervisors, Elections office, and Records office:

Pima County Board of Supervisors - https://webcms.pima.gov/government/board_of_supervisors

Main Office

130 W. Congress Street, 11th Floor
Tucson, AZ 85701
Phone: (520) 724-8126

Supervisors and Districts

Ally Miller, District 1
(520) 724-2738

Ramón Valadez, District 2
(520) 724-8126

Sharon Bronson, District 3
(520) 724-8051

Steve Christy, District 4
(520) 724-8094

Betty Villegas, District 5
(520) 724-8126

Pima County Recorder's Office - <https://www.recorder.pima.gov/RecorderHome>

Pima County Recorder - F. Ann Rodriguez

Main Office

240 N Stone Ave
Tucson AZ 85701
(520) 724-4350

Office Hours

Monday through Friday
8:00 am to 5:00 pm

Voter Information

(520) 724-4330
(520) 623-1785 Fax

Pima County Elections - https://webcms.pima.gov/government/elections_department/

Elections Department

Brad Nelson, (CERA)
Elections Director
6550 S. Country Club Road
Tucson, AZ 85756
Phone: (520) 724-6830
Fax: (520) 724-6870
TTY: (520) 724-6871

Pinal County Information

Pinal County Board of Supervisors - <https://www.pinalcountyz.gov/bos/Pages/Home.aspx>

DISTRICT 1

Pete Rios

PINAL COUNTY SUPERVISOR - DISTRICT 1

Florence

P.O. Box 827
Florence, AZ 85132

ph: 520.866.7830
fx: 520.866.7838

Coolidge

168 S Main St.
Coolidge, AZ 85128
ph: 520.866.7566

Mammoth

118 Catalina Avenue
Mammoth, AZ 85618

ph: 520.487.2941
Office Hours:
M-F: 8am-5pm
Closed: 12pm-1pm

Email

pete.rios@pinal.gov

DISTRICT 2

Mike Goodman

PINAL COUNTY SUPERVISOR - DISTRICT 2

Florence

135 N Pinal Street
Florence, AZ 85132

Mailing Address

Pinal County
Board of Supervisors
ATTN: Mike Goodman
P.O. Box 827
Florence, Arizona
85132

San Tan Valley

29895 N Desert Willow Blvd
San Tan Valley, AZ 85142

ph: 520.866.8080

Office Hours:
Please call to schedule an
appointment, 520.866.8080

ph: 520.866.8080

[Email Mike Goodman](mailto:Mike.Goodman@pinal.gov)

DISTRICT 3

Stephen Q. Miller

PINAL COUNTY SUPERVISOR - DISTRICT 3

Florence

PO Box 827
Florence, AZ 85132

ph: 520.866.7401
fx: 520.866.7425

Casa Grande

820 E. Cottonwood
Ln.
Bldg. A
Casa Grande, AZ
85122

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Email Stephen Q. Miller Office Hours:
M-F: 8am-5pm

DISTRICT 4

Anthony Smith

PINAL COUNTY SUPERVISOR - DISTRICT 4

Florence

PO Box 827
Florence, AZ 85132
ph: 520.866.3960
fx: 520.866.3962
Email Anthony Smith

Maricopa

41600 W Smith Enke Rd
Suite # 128
Maricopa, AZ 85138
Hours:
M-F: 8am-5pm

DISTRICT 5

Todd House

PINAL COUNTY SUPERVISOR - DISTRICT 5

Florence

PO Box 827
Florence, AZ 85132
Email Todd House

Apache Junction

Roy Hudson County Complex
575 N. Idaho Road, Suite 101
Apache Junction, AZ 85119
ph: 480.982.0659
Office Hours:
M-F: 8am-5pm

Pinal County Recorder – <https://www.pinalcountyz.gov/Recorder/Pages/home.aspx>

Pinal County Recorder – Virginia Ross

31 N Pinal Street
Building E
Florence, AZ 85132

Mailing Address

PO Box 848
Florence, AZ 85132

Office Hours

Monday to Friday
8:00AM to 5:00PM

Office: 520.866.6830
Fax: 520.866.6831
Email Recorder

Pinal County Elections – <https://www.pinalcountyz.gov/elections/pages/home.aspx>

188 Main St
Coolidge, AZ 85128

Office Hours

Monday to Friday
8:00AM to 5:00PM

Office: 520.866.7550

Fax: 520.866.7551

Email Elections Department

and express your concerns with this election process.

3)What is being done?

November 7th at every Capitol city in the United States, there were Protests for Voter Fraud.

Saturday, November 14th, there was a Trump rally at our State Capitol – 1700 West Washington, Phoenix, AZ. 85007.

4) What am I doing?

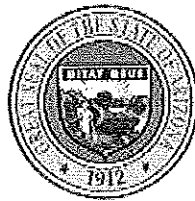
At the beginning of this Legislation session, I will be introducing Legislation which provides for a secure paper ballot that cannot be counterfeited.

Thank you for your concerns and know I am fighting for you and your voter rights.

Representative Mark Finchem, Chairman
Federal Relations Committee, 54th Legislature
Legislative District 11, serving NW Pima & SW Pinal Counties
1700 W. Washington Street
Phoenix, AZ 85007
Office: (602) 926-3122



Representative Mark Finchem, Chairman
Federal Relations Committee, 54th Legislature
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1700 W. Washington Street
Phoenix, AZ 87005
Cell:
Office: (602) 926-3122



Ashley McIver

From: April Riggins
Sent: Wednesday, November 18, 2020 2:22 PM
To: April Riggins
Subject: FW: Representative Mark Finchem's latest Response to Arizona Voters.

Respectfully,

April Riggins

Administrative Assistant to Representative Mark Finchem-District 11
Chairman, Federal Relations Committee
Arizona House of Representatives, #310
1700 West Washington Street, Suite H
Phoenix, AZ. 85007
602-926-5798
ariggins@azleg.gov



From: April Riggins
Sent: Friday, November 13, 2020 10:06 AM
To: April Riggins <ARiggins@azleg.gov>
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Elections Department

Brad Nelson, (CERA)
Elections Director
6550 S. Country Club Road
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Phone: (520) 724-6830
Fax: (520) 724-6870
TTY: (520) 724-6871

Pinal County Information

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DISTRICT 1

Pete Rios

PINAL COUNTY SUPERVISOR - DISTRICT 1

Florence

P.O. Box 827
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Coolidge

168 S Main St.
Coolidge, AZ 85128
ph: 520.866.7566

Mammoth

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Mammoth, AZ 85618

ph: 520.487.2941
Office Hours:
M-F: 8am-5pm
Closed: 12pm-1pm

Email

pete.rios@pinal.gov

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Mike Goodman

PINAL COUNTY SUPERVISOR - DISTRICT 2

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135 N Pinal Street
Florence, AZ 85132

San Tan Valley

29895 N Desert Willow Blvd
San Tan Valley, AZ 85142

Mailing Address

Pinal County
Board of Supervisors
ATTN: Mike Goodman
P.O. Box 827
Florence, Arizona
85132

ph: 520.866.8080
Office Hours:
Please call to schedule an
appointment, 520.866.8080

ph: 520.866.8080
Email Mike Goodmann

DISTRICT 3

Stephen Q. Miller

PINAL COUNTY SUPERVISOR - DISTRICT 3

Florence

PO Box 827
Florence, AZ 85132

ph: 520.866.7401
fx: 520.866.7425

Casa Grande

820 E. Cottonwood
Ln.
Bldg. A
Casa Grande, AZ
85122

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000150

Email Stephen Q. Miller Office Hours:
M-F: 8am-5pm

DISTRICT 4

Anthony Smith

PINAL COUNTY SUPERVISOR - DISTRICT 4

Florence

PO Box 827
Florence, AZ 85132
ph: 520.866.3960
fx: 520.866.3962

Email Anthony Smith

Maricopa

41600 W Smith Enke Rd
Suite # 128
Maricopa, AZ 85138

Hours:
M-F: 8am-5pm

DISTRICT 5

Todd House

PINAL COUNTY SUPERVISOR - DISTRICT 5

Florence

PO Box 827
Florence, AZ 85132

Email Todd House

Apache Junction

Roy Hudson County Complex
575 N. Idaho Road, Suite 101
Apache Junction, AZ 85119

ph: 480.982.0659
Office Hours:
M-F: 8am-5pm

Pinal County Recorder – <https://www.pinalcountyz.gov/Recorder/Pages/home.aspx>

Pinal County Recorder – Virginia Ross

31 N Pinal Street
Building E
Florence, AZ 85132

Mailing Address

PO Box 848
Florence, AZ 85132

Office Hours

Monday to Friday
8:00AM to 5:00PM

Office: 520.866.6830

Fax: 520.866.6831

Email Recorder

Pinal County Elections – <https://www.pinalcountyz.gov/elections/pages/home.aspx>

Director - Michele Forney

MULTI-AZ-REP-20-2882, 20-2883, 20-2884, 20-2885, 20-2886, 20-2887-B-000151

188 Main St
Coolidge, AZ 85128

Office Hours

Monday to Friday
8:00AM to 5:00PM

Office: 520.866.7550

Fax: 520.866.7551

Email Elections Department

and express your concerns with this election process.

3)What is being done?

This past Saturday- November 7th at every Capitol city in the United States, there were Protests for Voter Fraud.

This Saturday, November 14th, there will be a Trump rally at our State Capitol – 1700 West Washington, Phoenix, AZ. 85007.

4) What am I doing?

At the beginning of this Legislation session, I will be introducing Legislation which provides for a secure paper ballot that cannot be counterfeited.

Thank you for your concerns and know I am fighting for you and your voter rights.

Representative Mark Finchem, Chairman
Federal Relations Committee, 54th Legislature
Legislative District 11, serving NW Pima & SW Pinal Counties
1700 W. Washington Street
Phoenix, AZ 85007
Office: (602) 926-3122



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