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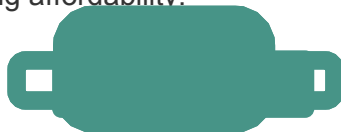
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Atlanta Regional Commission

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of substantive due process. See Martin Dkt. [1] ¶¶ 56, 65.¹ One day later, on October 16, 2018, the Georgia Muslim Voter Project (“GMVP”) and Asian-Americans Advancing Justice-Atlanta’s (“Advancing Justice-Atlanta”), Civ. A. 1-18-cv-4789 [hereinafter, “GMVP”], also filed a complaint with this Court, likewise alleging that the same statutes infringe upon the fundamental right to vote in violation of the equal protection clause of the Fourteenth Amendment. See GMVP Dkt. No. [1] ¶¶ 60-65. The GMVP plaintiffs also claimed that the aforementioned Georgia statutes violate the procedural due process clause of the Fourteenth Amendment to the extent they deprive absentee ballot applicants and absentee voters of notice and an opportunity to be heard before their ballots or applications are rejected due to a signature mismatch. See id. ¶¶ 46-58.

The GMVP plaintiffs filed a motion for a temporary restraining order on October 17, 2018. See GMVP Dkt. No. [5]. Plaintiffs filed their motion for a preliminary injunction two days later, on October 19, 2018. Martin Dkt. No. [4]. Because Plaintiffs amended their motion for a preliminary injunction on the morning of the joint hearing (October 23, 2018), the Court only addressed the signature mismatch argument from the Martin Motion in its subsequent ruling and temporary restraining order. See Martin Dkt. Nos. [23] at 3; [26]. Having

¹ Plaintiffs’ Complaint was amended on October 22, 2018 only to add an inadvertently omitted paragraph relating to Plaintiff Jeanne Dufort. See Martin Dkt. [10] at 1-2.

provided Defendants with the opportunity to fully brief Plaintiffs' remaining claims, the Court now turns to the additional relief that Plaintiffs seek.

Pursuant to O.C.G.A. § 21-2-386(a)(1)(C), an absentee ballot may be rejected “[i]f the elector has failed to sign the oath, or if the signature does not appear to be valid, or if the elector has failed to furnish required information or information so furnished does not conform with that on file in the registrar’s or clerk’s office, or if the elector is otherwise found disqualified to vote.” If an elector’s ballot is rejected, the clerk “shall write across the face of the envelope ‘Rejected,’ giving the reason therefore. . . . [and] shall promptly notify the elector of such rejection.” Id.

Plaintiffs’ current focus is on the “category of mail-in voters whose ballots have been rejected for reasons *unrelated* to signature mismatches,” namely those absentee voters whose ballots are rejected if “‘required information’ is missing or inaccurate.” Martin Dkt. No. [39] at 2. Such required information can include a voter’s year of birth, and ballots can be rejected for other clerical mistakes. Id. at 3. As Plaintiffs correctly note, the Georgia Supreme Court has held that while a failure to furnish required information is a “ground for rejection” under O.C.G.A. § 21-2-386(a)(1)(C), nothing in the statute mandates the “automatic rejection of any absentee ballot lacking the elector’s place and/or date of birth.” Jones v. Jessup, 279 Ga. 531, 533 n.5 (2005). Defendant Kemp responds that some counties require a voter’s year of birth for identification purposes but also concedes that “where the year of birth is not necessary to confirm the identify of a

voter, it is not otherwise required by O.C.G.A. § 21-2-386(a)(1)(C).” See Martin Dkt. No. [36] at 3-4.

Plaintiffs seek an order prohibiting Defendants from rejecting an absentee ballot solely based on a discrepancy or omission relating to year of birth. Martin Dkt. No. [18] at 6. Plaintiffs also request “state wide relief for every rejected eligible absentee mail ballot voter.” Id. at 9. Specifically, with respect to every mail ballot that has been submitted or that will be submitted in a timely manner for the November 6, 2018 election, Plaintiffs ask the Court to permit an absentee voter whose ballot is rejected to provide elections officials with a cure affidavit up until the close of business on the Friday after election day. See Martin Dkt. No. [39] at 3-4 (citing Martin Dkt. No. [19-1] at 10 (providing Plaintiffs’ requested cure affidavit form)).²

II. LEGAL STANDARD

To obtain a preliminary injunction, the moving party must demonstrate: (1) a substantial likelihood of success on the merits; (2) a substantial threat of irreparable injury if the injunction is not granted; (3) the threatened injury to the movant outweighs the damage to the opposing party; and (4) granting the injunction would not be adverse to the public interest. Four Seasons Hotels & Resorts, B.V. v. Consorcio Barr, S.A., 320 F.3d 1205, 1210 (11th Cir. 2003). In the

² Because this Court has already issued a temporary restraining order addressing the issue of signature mismatches on absentee applications and ballots, the Court declines to consider any of Plaintiffs’ requested relief to the extent it pertains to curing applications or ballots rejected due to a signature mismatch.

Eleventh Circuit, a “preliminary injunction is an extraordinary and drastic remedy not to be granted unless the movant ‘clearly carries the burden of persuasion’ as to the four prerequisites.” United States v. Jefferson Cty., 720 F.2d 1511, 1519 (11th Cir. 1983) (quoting Canal Auth. v. Callaway, 489 F.2d 567, 573 (5th Cir. 1974)). Further, cases involving impending elections may trigger special considerations warranting particular caution. To illustrate, in Reynolds v. Sims the Supreme Court explained:

[O]nce a State’s [election-related] scheme has been found to be unconstitutional, it would be the unusual case in which a court would be justified in not taking appropriate action to insure that no further elections are conducted under the invalid plan. However, under certain circumstances, such as where an impending election is imminent and a State’s election machinery is already in progress, equitable considerations might justify a court in withholding the granting of immediately effective relief in a legislative apportionment case, even though the existing apportionment scheme was found invalid. In awarding or withholding immediate relief, a court is entitled to and should consider the proximity of a forthcoming election and the mechanics and complexities of state election laws, and should act and rely upon general equitable principles.

377 U.S. 533, 585 (1964); see also Purcell v. Gonzalez, 549 U.S. 1, 4 (2006)

(“Faced with an application to enjoin operation of voter identification procedures just weeks before an election, the Court of Appeals was required to weigh . . . considerations *specific to election cases* and its own institutional procedures.”) (emphasis added); see also Curling v. Kemp, No. 1:17-cv-2989-AT, 2018 WL 4625653, at *16 (N.D. Ga. Sept. 17, 2018) (“While Plaintiffs have shown the threat of real harms to their constitutional interests, the eleventh-hour timing of their motions and an instant grant of the paper ballot relief requested could just as

readily jeopardize the upcoming elections, voter turnout, and the orderly administration of the election.”).

III. DISCUSSION

The Court finds a preliminary injunction is not warranted here because Plaintiffs have failed to meet their burden in establishing the third and fourth prongs of the preliminary injunction standard—whether the threatened injury to the movant outweighs whatever damage the proposed injunction may cause the opposing party; and if issued, whether the injunction would not be adverse to the public interest.³ See Four Seasons Hotels, 320 F.3d at 1210. The Court considers these factors “in tandem, as the real question posed in this context is how injunctive relief at this eleventh-hour would impact the public interest in an orderly and fair election.” Curling, 2018 WL 4625653, at *16.

Plaintiffs’ assertion that there is “no reason why the Court cannot order the Martin Plaintiffs’ simple remedy given that it already ordered relief in the GMVP case” mischaracterizes the nature of Plaintiffs’ requested relief as compared to the relief granted by the Court on the signature mismatch issue. See Martin Dkt. No. [39] at 27. First, as this Court explained earlier this week in its

³ Because the Court finds that Plaintiffs have failed to carry their burden as to the third and fourth prongs, the Court declines to consider Defendants’ arguments on the preliminary issues of standing and Eleventh Amendment sovereign immunity. See Martin Dkt. No. [36] at 6-13. The Court does not, at this unique and early juncture, take a position on the merits of Plaintiffs’ constitutional claims. The Court’s ruling is limited to finding that Plaintiffs have simply not carried their burden in establishing all the prerequisites for such extraordinary injunctive relief for the election taking place *in less than one week*.

order denying Secretary Kemp's Motion to Stay Pending Appeal [27], the Court's temporary restraining order regarding signature matching "simply requires county elections officials to apply the *already established procedures* set forth in O.C.G.A. §§ 21-2-229(e), -419, -493." Martin Dkt. No. [38] at 8 (emphasis added). By contrast, Plaintiffs' proposed procedure would require this Court to, in essence, rewrite the entirety of the absentee ballot statutes in order to provide clear and effective direction to elections officials.

Specifically, Plaintiffs ask the Court to order elections officials to provide any absentee voter whose ballot has been rejected with a "one-stop cure." Martin Dkt. [39] at 4. Plaintiffs' proposed "one-stop cure" requires county elections officials to provide "instructions and notification" to any absentee voter whose ballot is rejected, informing the voter that they "may cure such rejection up to the close of business on the Friday after Election Day." Martin Dkt. [19] at 3. Such notification "shall include instructions for tracking the status and progress of the ballot acceptance on the Secretary of State's website." Id. 3-4. Plaintiffs also request that an absentee voter be permitted to cast an absentee ballot until 7 p.m. on Election Day by delivering the absentee ballot to the voter's precinct. Id. at 4. Plaintiffs also ask the Court to order a review of all mail ballot applications and ballots rejected to date in order to apply the requested relief retroactively. Id. Finally, to ensure their injunction is followed, Plaintiffs request that pollwatchers be permitted to observe the absentee ballot process.

Aside from providing a sample “cure affidavit,” Plaintiffs propose no specific instructions for county elections officials to issue, nor do Plaintiffs suggest a procedure for receiving and processing such affidavits across the entire state. As Gwinnett County Defendants correctly observe, “[t]here is no statute to use as a template for potential relief, because no such process exists for how to process a ‘cure affidavit.’” See Martin Dkt. No. [37] at 9. Accordingly, if the Court were to grant Plaintiffs’ injunction, the Court would leave county elections officials without any guidance as to what to do if various parts of the oath are left blank, unsigned, if the address matches publicly available information but not other information in the voter’s file, or how to otherwise verify a voter’s identification. See id. at 8. Thus, unlike the GMVP plaintiffs, who proposed relief that already existed within the bounds of Georgia’s existing statutory scheme, Plaintiffs’ requested injunction leaves a variety of critical and practical questions unanswered.⁴

Moreover, Plaintiffs’ requested relief impacts a much larger universe of individuals. See Martin Dkt. No. [18] at 9 (“Martin Plaintiffs are seeking state wide relief for every eligible absentee mail ballot voter.”). For example, Gwinnett

⁴ Gwinnett County has also explained that its poll worker training has already concluded, its elections officials only have a procedure in place for collecting provisional ballots at polling sites, and—as the only county in Georgia covered by Section 203 of the Voting Rights Act—all forms and letters that Plaintiffs propose must also be translated. See Martin Dkt. No. [37] at 7-8. Given the close proximity to the election and the vagueness of Plaintiffs’ requests, the Court agrees that Gwinnett County would face a “massive disruption” if forced to implement Plaintiffs’ proposed remedies. Id. at 7.

County has rejected over 1,500 applications and ballots for a variety of reasons, but only 300 applications and ballots due to signature mismatch. See Martin Dkt. No. [37] at 9. Indeed, Plaintiffs aver that their requested injunction will provide relief for “many of the approximately 92 percent of rejected mail ballot voters whose ballots were cast aside for reasons other than an alleged signature mismatch.” See Martin Dkt. No. [39] at 4. As such, in considering Plaintiffs’ request for injunctive relief, the Court’s greatest concern is that the “massive scrambling” required to implement an entirely new process for a significant number of voters five days before the election will place an impossible burden on the already overtaxed elections officials. Curling, 2018 WL 4625653, at *16 (“[T]he massive scrambling required to implement such injunctive relief in roughly 2,600 precincts and 159 counties will seriously test the organizational capacity of the personnel handling the election, to the detriment of Georgia voters.”).

And, as Defendants correctly point out, in the context of signature matching, the Court expressed its concern that the existing cure option for absentee voters whose applications or ballots are rejected due to a signature mismatch is illusory because “[t]here is simply no guarantee that such voters’ signatures might match on a second absentee ballot or absentee ballot application.” See Martin Dkt. No. [23] at 24. But in the context of a missing or incorrect birth year or other clerical error, a voter who carefully reads and fills out the form has other options to cure his or her prior ballot deficiencies. See

Martin Dkt. No. [37] at 7. Further, because O.C.G.A. § 21-2-386(a)(1)(C) requires an elections official to provide both prompt notice and a reason for rejection, an absentee voter whose ballot or application is rejected due to a deficient birth year or clerical error can cure such error on a second absentee application or ballot and have his or her vote counted.⁵

In sum, the November 6, 2018 election is rapidly approaching. The absentee voting process began on September 21, 2018, and the deadline for mailing absentee ballots is today, November 2, 2018. See Martin Dkt. No. [37] at 6. Poll worker training has long since concluded. See Martin Dkt. No. [37-2] ¶ 26. Implementing an entirely new process for an extremely large subset of absentee voters just days before the election will both burden elections officials and increase the risk of voter confusion. As a result of the magnitude and timing of the relief requested—coupled with the premise that courts should use discretion in considering injunctions that will have a “chaotic and disruptive effect on the electoral process”—the Court finds that Plaintiffs have failed to carry their burden in demonstrating that balance of harms weighs in their favor and that the requested injunction would not be adverse to the public interest. See, e.g., Fishman v. Schaffer, 429 U.S. 1326, 1330 (1976). This does not mean that the Court is not troubled by some of the allegations in Plaintiffs’ Motion. Instead, it

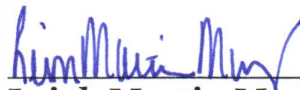
⁵ Plaintiffs identify several individuals who have not received notice or who have received insufficient notice. See Martin Dkt. No. [39] at 14. However, Plaintiffs have not requested specific injunctive relief for those individuals. As such, the Court will not consider the issue.

merely holds that there is not enough time to adequately implement the more wide-ranging solutions proposed. Plaintiffs' Motion is therefore **DENIED**.

IV. CONCLUSION

The remaining relief requested by Plaintiffs' Amended Motion for a Preliminary Injunction [19] is **DENIED**. This Order does not affect the injunction already in place regarding signature mismatches.

IT IS SO ORDERED this 2nd day of November 2018.



Leigh Martin May
United States District Judge

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Happy Birthday and enjoy South Georgia. Rest assured we are doing all we can on the north side to get out the Kemp Vote!

I know it's rough but stay the course and try to enjoy your birthday you are almost there.

Bill

/s/

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Aulii.c.tenn@hawaii.govAulii.c.tenn@hawaii.gov
bgoeckner@outlook.combgoeckner@outlook.com
bking@iec.in.govbking@iec.in.gov
bmatthews@elections.il.govbmatthews@elections.il.gov
bmosley@lafayettecoms.combmosley@lafayettecoms.com
Kemp, Brianbkemp@sos.ga.gov
bryan.caskey@sos.ks.govbryan.caskey@sos.ks.gov
BuckhouseD@casscountynd.govBuckhouseD@casscountynd.gov
BWestfall@wvsos.comBWestfall@wvsos.com
bwood@putnamwv.orgbwood@putnamwv.org
carol.morris@elections.ok.govcarol.morris@elections.ok.gov
carol.thompson@alaska.govcarol.thompson@alaska.gov
Carri.Crum@claycountysd.orgCarri.Crum@claycountysd.org
Chris.Piper@elections.virginia.govChris.Piper@elections.virginia.gov
chrissy.peters@sos.mo.govchrissy.peters@sos.mo.gov
DCorson@mt.govDCorson@mt.gov
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ken.kline@sos.iowa.gov
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kenny.barger@ky.gov
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pattyweeks@co.nezperce.id.uspattyweeks@co.nezperce.id.us
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plux@co.okaloosa.fl.usplux@co.okaloosa.fl.us
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veronica.degraffenreid@ncsbe.govveronica.degraffenreid@ncsbe.gov
wanda.hemphill@yorkcountygov.comwanda.hemphill@yorkcountygov.com
WaValez@cee.gobierno.prWaValez@cee.gobierno.pr
will.senning@sec.state.vt.uswill.senning@sec.state.vt.us
WilliamsS1@michigan.govWilliamsS1@michigan.gov

Date: 11/2/2018 10:16:20 AM

Subject: Situational Information on Suppressing Voter Turnout by the FBI

Attachments: Voter_Suppression_NSIR_final.pdf

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Standards Board Member:

On behalf of EAC Vice-Chair Christy McCormick, the Designated Federal Officer of the EAC's Standards Board, I am forwarding, at the request of the FBI, an alert the department shared with me this morning concerning voter

GA-SOS-19-1021-A-000027

suppression.

This information is intended for federal, state, and local government officials only. The information speaks to social media accounts, primarily on Twitter, and the FBI is continually monitoring messaging that involves suppression from all political viewpoints. According to the FBI officials on the call with me this morning, the focus has been on messaging speaking to the time, manner, or place of voting, and the FBI has identified 39 accounts since Twitter took down many accounts on October 11. The FBI stressed that while 39 is a low number, this has resulted in more than 100,000 impressions very quickly.

While the vehicle of this alleged suppression effort is social media, the FBI considered this issue to be outside of the elections as critical infrastructure designation and approached the EAC directly. The EAC is passing this on as requested. I will forward this information, also, to the Executive Committee of the GCC for awareness in case they determine it should be shared to the broader Government Coordinating Council.

Have a great day,

Brian D. Newby
Executive Director
United States Election Assistance Commission
301-563-3959

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NATIONAL SITUATIONAL INFORMATION REPORT FEDERAL BUREAU OF INVESTIGATION

Tradecraft Alert

Criminal Investigative Division (CID)

Approved for Release: 16 October 2018

NSIR Number: NSIR-00324152962

(U//FOUO) Threat Actors May Attempt to Suppress Voter Turnout Via Social Media Platforms

SOURCES: (U) US House of Representatives Permanent Select Committee on Intelligence (House Intelligence Committee) Report, Clemson University, and Open Source Reporting

Summary: (U//FOUO) The FBI is releasing this report to raise the awareness of FBI partners and state and local election officials to the evolving threat of social media as a platform for threat actors to engage in voter suppression and to urge them to report such activity to the FBI.

Details: (U//FOUO) The FBI assesses threat actors may use social media, namely Facebook and Twitter, to suppress voter turnout by posting disinformation on when and how to vote in the 2018 midterm election. The FBI notes that, based on previous elections, voter suppression is likely to occur the day of or a few days before the election. The FBI has authority to investigate potential violations under Title 18 US Code § 241 (Conspiracy Against Rights Provided by the Constitution and Laws of the United States) and Title 18 US Code § 245 (Interference with Federally Protected Activities). The FBI will lead a multi-agency Election Day Command Post on 6 November 2018 from FBI Headquarters in order to organize the US Government's efforts to address criminal acts or threats to the 2018 Midterm Elections.^a

(U//FOUO) Warning: This is an information report, not finally evaluated intelligence. It is being shared for informational purposes but has not been fully evaluated, integrated with other information, interpreted, or analyzed. Receiving agencies are cautioned not to take actions based solely on this raw reporting unless the information is independently verified. A presumption of innocence still exists for any entity or person being reported on in this report.

(U//FOUO) Note: This product reflects the views of the CRIMINAL INVESTIGATIVE Division

^a (U) Traditional non-social media methods of voter suppression include robo-calls, flyers with incorrect voting information, and threats against voters.

- (U) During the 2016 presidential election, unknown actors posted false voting information on Twitter in both English and Spanish, according to records Twitter disclosed to the House Intelligence Committee (see text box).
- (U) On 8 November 2016, Election Day, a likely foreign actor posted on Twitter, "I literally can't wait to vote for Trump tomorrow#TrumpForPresident," likely in an attempt to suppress voter turnout by implying the election is the next day.

(U) Any reporting suggesting Election Day is other than the first Tuesday after November 1 is incorrect and possibly an attempt to suppress voter turnout. Similarly, FBI partners are advised that US citizens cannot vote online or by text on Election Day. Some states^b make exceptions in advance for voters who fall under the federal Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA). Under those unique circumstances, overseas citizens and military personnel are allowed to return their absentee ballots via electronic transmissions, such as fax or email. Also, this November, overseas military personnel from West Virginia will be the first in the country to cast federal election ballots via a secure smartphone app.

(U) FBI partners are encouraged to contact their state and local board of elections or their local FBI office with any questions or concerns. Each FBI field office has an election crimes coordinator (ECC) who serves as the point of contact for any election-related issues, regardless of the specific nature of the threat (for example, public corruption, civil rights, cyber, or domestic terrorism). Each ECC has been provided with training and is required to establish liaison relationships with state election officials and state/local law enforcement.

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(U) Images With False Voting Information Posted on Twitter in 2016 Likely an Attempt to Suppress Voter Turnout

(U) The first image below, in Spanish, incorrectly states citizens are able to vote from home or at work by sending a text message to the number "59925." The second image, in English, incorrectly implies citizens can vote by posting "Hillary" with the hashtag "#PresidentialElection" to Facebook or Twitter on Election Day.



(U) Source: Web site; US House of Representatives Permanent Select Committee on Intelligence Democrats; "2018_02_27_13_40_38_twitter_suppression-1;" February 2018; https://democrats-intelligence.house.gov/uploadedfiles/2018_02_27_13_40_38_twitter_suppression-1; accessed 30 July 2018; Source is a pdf document turned over by Twitter with voter suppression-related images the company claims to have removed.

^b (U) **Four states allow some voters to return ballots using a web-based portal:** Arizona, Colorado, Missouri and North Dakota. **Twenty states + DC allow some voters to return ballots via email or fax:** Delaware, District of Columbia, Hawaii, Idaho, Indiana, Iowa, Kansas, Maine, Massachusetts, Mississippi, Montana, Nebraska, Nevada, New Jersey, New Mexico, North Carolina, Oregon, South Carolina, Utah, Washington and West Virginia. **Seven states allow some voters to return ballots via fax:** Alaska, California, Florida, Louisiana, Oklahoma, Rhode Island and Texas.

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Product Title: (U//FOUO) Threat Actors May Attempt to Suppress Voter Turnout Via Social Media Platforms

Dated:

Customer Agency: _____

Relevance to Your Intelligence Needs

1. The product increased my knowledge of an issue or topic. (Check one)
- ___5. Strongly Agree
 - ___4. Somewhat Agree
 - ___3. Neither Agree or Disagree
 - ___2. Somewhat Disagree
 - ___1. Strongly Disagree

Actionable Value

2. The product helped me decide on a course of action. (Check one)
- ___5. Strongly Agree
 - ___4. Somewhat Agree
 - ___3. Neither Agree or Disagree
 - ___2. Somewhat Disagree
 - ___1. Strongly Disagree

Timeliness Value

3. The product was timely to my needs. (Check one)
- ___5. Strongly Agree
 - ___4. Somewhat Agree
 - ___3. Neither Agree or Disagree
 - ___2. Somewhat Disagree
 - ___1. Strongly Disagree

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Comments (please use reverse or attach separate page if needed):

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 9:49:26 AM
Subject: [MARKETING] 'People Want Their Power Back': Redistricting Reform on More Ballots Than Usual
Attachments: [MARKETING] 'People Want Their Power Back': Redistricting Reform on More Ballots Than Usual.msg

Sender: newsletters@governing.com

Subject: [MARKETING] 'People Want Their Power Back': Redistricting Reform on More Ballots Than Usual

Message-Id: <ATYVUUZB\$UYXUZZYYVWVT@mail-out.via.act-on.net>

Recipient: bkemp@sos.ga.gov

From: GOVERNING Daily <newsletters@governing.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 9:49:12 AM
Subject: [MARKETING] 'People Want Their Power Back': Redistricting Reform on More Ballots Than Usual

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FEATURED STORY FOR NOVEMBER 1, 2018

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Voters in several states could reduce politicians' role in the process of drawing voting districts. **PLUS:**

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10

States that have added some version of the "right to live free from governmental intrusion" in their constitutions. New Hampshire could be the next, depending on the outcome of a ballot measure next week.

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"I'm the governor of Colorado and I'm gonna run for president"

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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 9:34:24 AM
Subject: [MARKETING] Two Weeks to Register: Cobb's Thirsty Third Thursday
Attachments: [MARKETING] Two Weeks to Register: Cobb's Thirsty Third Thursday.msg

Sender: jennifer.head@acecga.ccsend.com
On-Behalf-Of: sasha.ugi@acecga.org
Subject: [MARKETING] Two Weeks to Register: Cobb's Thirsty Third Thursday
Message-Id:
<1131534573723.1101917508848.3752.0.320933JL.2002@scheduler.constantcontact.com>
Recipient: bkemp@sos.ga.gov

From: ACEC Georgia <jennifer.head@acecga.ccsend.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 9:34:10 AM
Subject: [MARKETING] Two Weeks to Register: Cobb's Thirsty Third Thursday

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ACEC Georgia

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Commissioner - District 4
Cobb County

LIGIA FLORIM
District 4 Engineer
Cobb County Department of Transportation

DEREK NORTON
Councilmember
City of Smyrna

ERICA PARISH
Interim Director
Cobb County Department of Transportation

TRACY RATHBONE
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**Thursday, November 15
5:00 - 7:00 p.m.**

\$25 - Members
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Creatwood Tavern

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Lewis, Russellrlewis@sos.ga.gov
Date: 11/2/2018 8:12:13 AM
Subject: Re: Possible election violation?
Attachments: Re: Possible election violation?.msg

Sender: bkemp@sos.ga.gov
Subject: Re: Possible election violation?
Message-Id: <E3558273-6DE0-4FF5-B0E5-E8BE3CBC0C6F@sos.ga.gov>
To: rlewis@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Lewis, Russell <rlewis@sos.ga.gov>
Date: 11/2/2018 8:12:12 AM
Subject: Re: Possible election violation?

I haven't heard back yet.

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 1, 2018, at 10:11 PM, Lewis, Russell <rlewis@sos.ga.gov> wrote:

That sounds very strange. I would be interested to see what they have to support this....R

Russell A. Lewis, Sr.
Chief Investigator
Investigations Division

Secretary of State Brian P. Kemp
[237 Coliseum Drive](#)
[Macon, Georgia 31217](#)
[\(478\) 207-1368](#) – Office/Fax
[\(478\) 207-1611](#) – Dedicated Fax

2 MLK Jr. Drive
[Suite 802 West Tower](#)
[Atlanta, Georgia 30334](#)
[\(404\) 656-4793](#) – Office/Fax
rlewis@sos.ga.gov
www.sos.georgia.gov

On Nov 1, 2018, at 9:28 PM, Kemp, Brian <bkemp@sos.ga.gov> wrote:

FYI. I have asked them if they wanted to file a report.

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

Begin forwarded message:

From: <dunwoody.whispers@hushmail.com>
Date: November 1, 2018 at 5:57:51 PM EDT
To: <bkemp@sos.ga.gov>
Subject: Possible election violation?

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Mr. Kemp,

I'm sending this to you on a secure mail given how heated our elections have become.

It came to my attention tonight that Temple Emmanu-El of Sandy Springs, GA has been requiring its members to support Democratic candidates from the congregation. That includes requiring financial support. I am working on getting more solid evidence than the hearsay I received from members.

I understand that churches can endanger their tax-free status; this is the first I heard of a synagogue taking this drastic step.

This is a bad time to evaluate the political machinations of a Jewish group given the Pittsburgh situation. But some friends more actively involved in Republican campaigns thought you might know who else should hear this and act on it.

You have my vote come Tuesday.

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/3/2018 10:30:12 AM
Subject: This needs to be publicized
Attachments: This needs to be publicized.msg

Sender: [REDACTED]
Subject: This needs to be publicized
Message-Id: <CABfJqeOiEt7cp88dhQ+7s_rUKmbaLExXMhzV-gN0bviHs9_-NA@mail.gmail.com>
Recipient: bkemp@sos.ga.gov

From: Tim Lake <[REDACTED]>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/3/2018 10:29:40 AM
Subject: This needs to be publicized

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Brian,

I know you are running mach 9 and I hate to bother you, but wanted you to have every tool possible to win here in the final stretch. I just saw this article about Abrams books and hoped your folks might get it out somehow:

<http://thefederalist.com/2018/11/02/5-excerpts-from-stacey-abramss-hilarious-romance-novels/>

Not exactly the stuff we want our children to see, and certainly not worthy of a leader. Her base will be fine with it, but those people on the fence hopefully will not be.

Prayers for your success,

Tim Lake

--

Timothy A. Lake, Sr., ASLA

President
T.LAKE ENVIRONMENTAL DESIGN

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East Dublin, Georgia 31027



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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/3/2018 7:06:22 AM
Subject: You appeared in 18 searches this week
Attachments: You appeared in 18 searches this week.msg

Sender: notifications-noreply@linkedin.com

Subject: You appeared in 18 searches this week

Message-Id: <413064464.4033760.1541243160197.JavaMail.app@ltx1-app6918.prod.linkedin.com>

Recipient: bkemp@sos.ga.gov

From: LinkedIn <notifications-noreply@linkedin.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/3/2018 7:06:00 AM

Subject: You appeared in 18 searches this week

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Brian Kemp



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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 7:04:09 PM
Subject: [BULK] Why Your Vote Matters
Attachments: [BULK] Why Your Vote Matters.msg

Sender: Secretary.Richardson@public.govdelivery.com
Subject: [BULK] Why Your Vote Matters
Message-Id: <17000410.115000@public.govdelivery.com>
Recipient: bkemp@sos.ga.gov

From: Secretary of State Dennis Richardson <Secretary.Richardson@public.govdelivery.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 7:03:55 PM
Subject: [BULK] Why Your Vote Matters

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Secretary of State

DENNIS RICHARDSON

The State of Oregon

900 Court Street NE, Salem, Oregon 97310 - oregon.sos@oregon.gov



Why Your Vote Matters

The leaders you elect this Tuesday will make important decisions that affect your community and state. This year we are seeing historically high participation for a midterm election.

There is much at stake.

I encourage you to take the time to talk with your family and friends about the importance of voting. You can make a difference.

Like you, I occasionally hear from people asking why they should even bother to vote. I understand these concerns and want to take a couple of minutes to directly respond to them.

Some people don't like any of the candidates. They feel like politicians don't share their values, don't listen to them, and don't even communicate with

them until they are running for office. I'll be the first to acknowledge that no candidate is perfect. But, each contest represents an important choice about what future you will choose. Please don't let your desire for a perfect candidate prevent you from choosing which candidate you believe will be better for our state.

Some people doubt that their single vote will decide an election's outcome and think voting is a waste of time. Yet, we have seen many races that are decided by only a few votes. In the primary election this past spring, one contest was determined by only two votes. Another contest was tied and had to be decided by a dice roll. You can multiply your influence by encouraging your family and friends to vote, too.

You live here, work here, play here, dream here, raise your family here, and more. You should vote.

Some people say that voting is just too confusing, and they don't want to vote if they don't know how to vote. The best source for information about candidates and measures is the official Oregon Voters' Pamphlet, which allows you to hear multiple perspectives. You can also ask your family or friends what they think about a candidate or ballot measure.

Some people are frustrated by political smears and negativity. I agree, but declining to vote won't help. The only way that civil discourse will improve is by one person at a time stepping up. I have done my best to use the megaphone of the Secretary of State's office to encourage civil discussions and good governance for the benefit of all Oregonians. Please add your perspective in a respectful manner. One-by-one, we can be the positive change.

I encourage you to vote.

Remember, ballots are due by 8:00 pm this Tuesday, November 6. Please return your ballot to an official ballot drop box. You can find nearby drop box locations at oregonvotes.gov/dropbox.

Watch the Nov. 2 Election Daily Report – What Happens After You Drop Off Your Ballot?



You can also check out the Nov. 1 Election Daily Report – Election Security.

Thank you in advance for fulfilling your civic duty to vote and for encouraging your family and friends to vote. Your community needs your voice.



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This email was sent to bkemp@sos.ga.gov using GovDelivery Communications Cloud on behalf of: Oregon Secretary of State
Dennis Richardson · 900 Court Street NE · Capitol Room 136 · Salem OR 97310-0722



From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Germany, Ryanrgermany@sos.ga.gov
Broce, CandiceCBroce@sos.ga.gov
Smith, LorriLorriSmith@sos.ga.gov
Simmons, Jessicajsimmons@sos.ga.gov
Date: 11/2/2018 6:07:59 PM
Subject: Fwd: Recusal from Voter Registration Duties During Campaign for Governor
Attachments: Fwd: Recusal from Voter Registration Duties During Campaign for Governor.msg

Sender: bkemp@sos.ga.gov
Subject: Fwd: Recusal from Voter Registration Duties During Campaign for Governor
Message-Id: <8FE94F94-9487-427C-872C-29A60B232845@sos.ga.gov>
To: rgermany@sos.ga.gov
To: CBroce@sos.ga.gov
To: lorriSmith@sos.ga.gov
To: jsimmons@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Germany, Ryan ryanrgermany@sos.ga.gov
Broce, Candice CBroce@sos.ga.gov
Smith, Lorri LorriSmith@sos.ga.gov
Simmons, Jessica [jessicajsimmons@sos.ga.gov](mailto:Jessicajsimmons@sos.ga.gov)
Date: 11/2/2018 6:07:39 PM
Subject: Fwd: Recusal from Voter Registration Duties During Campaign for Governor
Attachments: image001.jpg
ATT00001.htm
image001 (1).jpg
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image003.jpg
ATT00004.htm
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ATT00005.htm
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image002 (1).jpg
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image003 (1).jpg
ATT00009.htm
image004 (1).jpg
ATT00010.htm
Second Ltr. to Ga. SoS re Recusal. 11.2.18.final.pdf
ATT00011.htm

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

Begin forwarded message:

From: Leah Aden <laden@naacpldf.org>
Date: November 2, 2018 at 5:20:35 PM EDT
To: "bkemp@sos.ga.gov" <bkemp@sos.ga.gov>, "soscontact@sos.ga.gov"
<soscontact@sos.ga.gov>

Cc: Sherrilyn Ifill <sifill@naacpldf.org>, Janai Nelson <jnelson@naacpldf.org>, Samuel Spital <sspital@naacpldf.org>, "Todd A. Cox" <tcox@naacpldf.org>, Steven Lance <slance@naacpldf.org>, Leah Aden <laden@naacpldf.org>

Subject: RE: Recusal from Voter Registration Duties During Campaign for Governor

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Secretary Kemp:

The NAACP Legal Defense and Educational Fund, Inc. writes to follow up on our [letter](#) dated October 12, 2018, urging you to recuse yourself from any involvement in the voter-registration and eligibility determination process in Georgia and overseeing the voting process on election day and any subsequent recount for the remainder of the 2018 gubernatorial campaign. Our request is based on the serious conflicts of interest presented by your decision to run in the election for Governor while at the same time overseeing the process for determining which voters are eligible to participate in the very same election, voting on Election Day, and potentially any recounts. We must again urge you to recuse yourself.

If you have any questions, please contact Sherrilyn or myself at 212-965-7715.

(end)

Leah Aden
Deputy Director of Litigation
NAACP Legal Defense and Educational Fund, Inc.
40 Rector Street, 5th Floor, New York, NY 10006



212.965.7715



LAden@naacpldf.org
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|





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From: Leah Aden

Sent: Friday, October 12, 2018 4:23 PM

To: bkemp@sos.ga.gov; soscontact@sos.ga.gov; georgia.governor@gov.state.ga.us

Cc: Leah Aden <laden@naacpldf.org>; Sherrilyn Ifill <sifill@naacpldf.org>; Janai Nelson <jnelson@naacpldf.org>; Samuel Spital <sspital@naacpldf.org>; Todd A. Cox <tcx@naacpldf.org>; Steven Lance <slance@naacpldf.org>

Subject: Recusal from Voter Registration Duties During Campaign for Governor

Dear Secretary Kemp:

With the attached letter, the NAACP Legal Defense and Educational Fund, Inc. (LDF) urges you to recuse yourself from any involvement in or control over the voter-registration process in Georgia for the remainder of the 2018 gubernatorial campaign. Your role in determining which voters can participate in a historic and contested election for which you are a candidate threatens to subvert the democratic process and violate fundamental principles of governmental impartiality and fairness enshrined in Georgia law and recognized by the United States Constitution. We respectfully urge you to recognize that these standards should require your recusal here.

If you have any questions, please contact Sherrilyn or myself at 212-965-7715.

Sincerely,

(end)

Leah Aden

Deputy Director of Litigation

NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006



212.965.7715



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Washington, D.C. 20005

T 202.682.1300
F 202.682.1312

November 2, 2018

By Email & Certified Mail

Brian P. Kemp
Georgia Secretary of State
214 State Capitol
Atlanta, Georgia 30334
bkemp@sos.ga.gov
soscontact@sos.ga.gov

Re: Follow up to Request for Recusal During Campaign for Governor

Dear Secretary Kemp:

The NAACP Legal Defense and Educational Fund, Inc. (“LDF”) writes to follow up on our [letter](#) dated October 12, 2018, urging you to recuse yourself from any involvement in the voter-registration and eligibility determination process in Georgia and overseeing the voting process on election day and any subsequent recount for the remainder of the 2018 gubernatorial campaign. Our request is based on the serious conflicts of interest presented by your decision to run in the election for Governor while at the same time overseeing the process for determining which voters are eligible to participate in the very same election, voting on election day, and potentially any recounts.¹ That conflict is highlighted by recent judicial orders recognizing that your voter-registration policies as Secretary of State disproportionately burden Georgians of color,² “plac[e] needless hurdles in front of voters” without furthering any compelling state interest,³ and likely violate due process.⁴ Although the election is now only days away, we have not received any response from you to our letter.

As you are no doubt aware, since our October 12 letter, other independent observers have called for you to recuse yourself from overseeing the governor’s election for similar reasons. For example, in a letter to you dated October 22, 2018, former President Carter stated:

¹ See Ltr. from Sherrilyn Ifill, President & Director-Counsel, LDF, to Brian P. Kemp, Ga. Sec’y of State (Oct. 12, 2018), *available at* https://www.naacpldf.org/wp-content/uploads/NAACP-LDF-Letter-to-Georgia-Secretary-of-State-Kemp-re-Recusal_10.12.2018-final_0.pdf.

² See Order Granting Preliminary Injunction, *Georgia Coalition for the Peoples’ Agenda v. Kemp*, No. 1:18-cv-0427-ELR (Nov. 2, 2018), ECF No. 33, at 22.

³ *Id.* at 24

⁴ See Order Granting Preliminary Injunction, *Georgia Muslim Voters Project v. Kemp*, No. 1:18-cv-04789-LMM (Oct. 24, 2018), ECF No. 28, at 26

In Georgia's upcoming gubernatorial election, popular confidence is threatened not only by the undeniable racial discrimination of the past and the serious questions that the federal courts have raised about the security of Georgia's voting machines, but also because you are now overseeing the election in which you are a candidate. This runs counter to the most fundamental principle of democratic elections — that the electoral process be managed by an independent and impartial election authority. . . . In order to foster voter confidence in the upcoming election, which will be especially important if the race ends up very close, I urge you to step aside and hand over to a neutral authority the responsibility of overseeing the governor's election.⁵

Looking ahead to the election next week and beyond, we firmly believe that the state and federal laws and legal principles outlined in our October 12 letter warrant your recusal not only from overseeing the voter registration process, but also from overseeing the voting process on election day and any subsequent recount.

First, as discussed in our October 12 letter, your recusal is warranted by applicable constitutional law. The U.S. Constitution mandates that government officials must act impartially.⁶ The Supreme Court has consistently held that the existence of a “biased decisionmaker [is] constitutionally unacceptable,” and has cited instances “in which experience teaches us that the probability of actual bias on the part of the judge *or decisionmaker* is too high to be constitutionally tolerable.”⁷ As the Court has recognized, “our system of law has always endeavored to prevent even the probability of unfairness. To this end no man can be a judge in his own case and no man is permitted to try cases where he has an interest in the outcome.”⁸ Any such bias is particularly intolerable when it infringes on the right to vote, “a fundamental political right . . . preservative of all rights.”⁹

Federal courts have also found violations of due process where the state electoral system “fails on its face to afford fundamental fairness.”¹⁰ Failure to maintain neutrality and impartiality violates this constitutional principle of fundamental fairness. We once again urge you to recognize that these principles demand your recusal.

⁵ A.P., *Full text of Carter's letter to the Georgia secretary of state* (Oct. 29, 2018), <https://apnews.com/02bf11f29ada46d0833be6e3091b0c31>.

⁶ See *Hampton v. Mow Sun Wong*, 426 U.S. 88, 100 (1976).

⁷ *Withrow v. Larkin*, 421 U.S. 35, 47 (1975) (emphasis added); see also *Caperton v. A.T. Massey Coal Co., Inc.*, 556 U.S. 868, 886 (2009).

⁸ *In re Murchison*, 349 U.S. 133, 136 (1955).

⁹ *Yick Wo v. Hopkins*, 118 U.S. 356, 370 (1886).

¹⁰ *Griffin v. Burns*, 570 F.2d 1065, 1078 (1st Cir. 1978); see also *Northeast Ohio Coal. for Homeless v. Husted*, 696 F.3d 580 (6th Cir. 2012); *Roe v. Alabama*, 43 F.3d 574 (11th Cir. 1995); *Briscoe v. Kusper*, 435 F.2d 1046 (7th Cir. 1970).

Second, as discussed in our October 12 letter, your recusal is warranted under Georgia law. The State of Georgia demands “that public officials be independent and impartial.”¹¹ This impartiality is compromised whenever “there exists a conflict between the private interests of an elected official or a government employee and his duties as such.”¹² As outlined in our previous letter, the code of ethics for government service states that a “person in government” should “never accept for himself . . . benefits under circumstances which might be construed as influencing the performance of his governmental duties.”¹³ As a member of the State Election Board, you also are subject to an additional code of ethics that instructs you never to engage in conduct “which is unbecoming to a member or which constitutes a breach of public trust.”¹⁴

In addition to the Georgia Code, the Governor signed an executive order dated April 6, 2017, specifically stating that executive branch employees, such as yourself, “shall make every effort to avoid even the appearance of a conflict of interest.”¹⁵ And the code of conduct published by the State Election Board, the very board that you lead, provides that its members shall “avoid any appearance of conflict and/or impropriety.”¹⁶ That code further provides that “[n]o Member [of the Board] shall participate in the consideration or adoption of rules or amendments thereof that affect the actual ballot for an election on which the Member’s name appears.”¹⁷ The foregoing strongly suggests that your actions conflict with Georgia law and the ethical principles underlying those provisions.

Finally, consistent with these well-established laws and principles, and as discussed in our October 12 letter and in President Carter’s October 22 letter, other secretaries of state and administrative officials have recused themselves from official involvement in matters that might potentially impact their own electoral prospects or the electoral prospects of a family member. In 2010, Minnesota Secretary of State Mark Ritchie declined to take a position in a state supreme court case involving a ballot dispute in an election in which Ritchie was a candidate.¹⁸ Similarly, Florida Governor Jeb Bush recused himself from his role on the Florida Election Canvassing Commission when his brother’s candidacy for the presidency was at stake, designating another state official to take his place for the duration of the 2000 Florida recount.¹⁹

The right to register and vote, and confidence on the part of the populace that this right remains protected, are central to the functioning of our democracy. Your current dual role

¹¹ Ga. Code Ann. § 45-10-21(a).

¹² *Id.*

¹³ Ga. Code Ann. § 45-10-1.

¹⁴ Ga. Code Ann. § 45-10-3.

¹⁵ Executive Order dated April 6, 2017, 2017 GA REG TEXT 454321.

¹⁶ Ga. Sec’y of State, *State Election Board Code of Conduct*, (2018) http://sos.ga.gov/index.php/elections/state_election_board.

¹⁷ *Id.*

¹⁸ *Weiler v. Ritchie*, 788 N.W.2d 879, 881 n.1 (Minn. 2010).

¹⁹ *Touchston v. McDermott*, 243 F.3d 1133, 1136 n.6 (11th Cir. 2000).

undermines both, in apparent contravention of not only fundamental democratic principles, but also federal law, the laws of Georgia, and the ethics regulations that govern the crucial position of Secretary of State. We must again urge you to recuse yourself from any control over the voter registration and voter-eligibility determination process while you remain a candidate, as well as from overseeing the voting process on election day and any subsequent recount.

If you have any questions, please contact Sherrilyn Ifill via Leah Aden at 212-965-7715.

Sincerely,



Sherrilyn Ifill, President & Director-Counsel
Janai S. Nelson, Associate Director-Counsel
Samuel Spital, Director of Litigation
Leah C. Aden, Deputy Director of Litigation
Steven Lance, YLS Public Interest Fellow
NAACP LEGAL DEFENSE
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212.965.7715
laden@naacpldf.org

Todd A. Cox, Director of Policy
NAACP LEGAL DEFENSE
& EDUCATIONAL FUND, INC.
700 14th St., NW, Suite 600

CC: Nathan Deal, Governor (via Certified Mail & Online Portal)

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
SOS Contactsoscontact@sos.ga.gov
Date: 11/2/2018 5:20:42 PM
Subject: RE: Recusal from Voter Registration Duties During Campaign for Governor
Attachments: RE: Recusal from Voter Registration Duties During Campaign for Governor.msg

Sender: laden@naacpldf.org
Subject: RE: Recusal from Voter Registration Duties During Campaign for Governor
Message-Id:
<BN3PR18MB0612CFBC16403186C77318FEDFCF0@BN3PR18MB0612.namprd18.prod.outlook.com>
Recipient: bkemp@sos.ga.gov
Recipient: soscontact@sos.ga.gov

From: Leah Aden <laden@naacpldf.org>
To: Kemp, Brianbkemp@sos.ga.gov
SOS Contactsoscontact@sos.ga.gov
Date: 11/2/2018 5:20:35 PM
Subject: RE: Recusal from Voter Registration Duties During Campaign for Governor
Attachments: Second Ltr. to Ga. SoS re Recusal. 11.2.18.final.pdf

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If you have any questions, please contact Sherrilyn or myself at 212-965-7715.

(end)

Leah Aden
Deputy Director of Litigation
NAACP Legal Defense and Educational Fund, Inc.
40 Rector Street, 5th Floor, New York, NY 10006
■ 212.965.7715 ■ LAden@naacpldf.org

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From: Leah Aden
Sent: Friday, October 12, 2018 4:23 PM
To: bkemp@sos.ga.gov; soscontact@sos.ga.gov; georgia.governor@gov.state.ga.us
Cc: Leah Aden ; Sherrilyn Ifill ; Janai Nelson ; Samuel Spital ; Todd A. Cox ; Steven Lance
Subject: Recusal from Voter Registration Duties During Campaign for Governor

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Sincerely,

(end)

[Leah Aden](#)

Deputy Director of Litigation

NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006

■ 212.965.7715 ■ LAden@naacpldf.org

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November 2, 2018

By Email & Certified Mail

Brian P. Kemp
Georgia Secretary of State
214 State Capitol
Atlanta, Georgia 30334
bkemp@sos.ga.gov
soscontact@sos.ga.gov

Re: Follow up to Request for Recusal During Campaign for Governor

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² See Order Granting Preliminary Injunction, *Georgia Coalition for the Peoples’ Agenda v. Kemp*, No. 1:18-cv-0427-ELR (Nov. 2, 2018), ECF No. 33, at 22.

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⁶ See *Hampton v. Mow Sun Wong*, 426 U.S. 88, 100 (1976).

⁷ *Withrow v. Larkin*, 421 U.S. 35, 47 (1975) (emphasis added); see also *Caperton v. A.T. Massey Coal Co., Inc.*, 556 U.S. 868, 886 (2009).

⁸ *In re Murchison*, 349 U.S. 133, 136 (1955).

⁹ *Yick Wo v. Hopkins*, 118 U.S. 356, 370 (1886).

¹⁰ *Griffin v. Burns*, 570 F.2d 1065, 1078 (1st Cir. 1978); see also *Northeast Ohio Coal. for Homeless v. Husted*, 696 F.3d 580 (6th Cir. 2012); *Roe v. Alabama*, 43 F.3d 574 (11th Cir. 1995); *Briscoe v. Kusper*, 435 F.2d 1046 (7th Cir. 1970).

Second, as discussed in our October 12 letter, your recusal is warranted under Georgia law. The State of Georgia demands “that public officials be independent and impartial.”¹¹ This impartiality is compromised whenever “there exists a conflict between the private interests of an elected official or a government employee and his duties as such.”¹² As outlined in our previous letter, the code of ethics for government service states that a “person in government” should “never accept for himself . . . benefits under circumstances which might be construed as influencing the performance of his governmental duties.”¹³ As a member of the State Election Board, you also are subject to an additional code of ethics that instructs you never to engage in conduct “which is unbecoming to a member or which constitutes a breach of public trust.”¹⁴

In addition to the Georgia Code, the Governor signed an executive order dated April 6, 2017, specifically stating that executive branch employees, such as yourself, “shall make every effort to avoid even the appearance of a conflict of interest.”¹⁵ And the code of conduct published by the State Election Board, the very board that you lead, provides that its members shall “avoid any appearance of conflict and/or impropriety.”¹⁶ That code further provides that “[n]o Member [of the Board] shall participate in the consideration or adoption of rules or amendments thereof that affect the actual ballot for an election on which the Member’s name appears.”¹⁷ The foregoing strongly suggests that your actions conflict with Georgia law and the ethical principles underlying those provisions.

Finally, consistent with these well-established laws and principles, and as discussed in our October 12 letter and in President Carter’s October 22 letter, other secretaries of state and administrative officials have recused themselves from official involvement in matters that might potentially impact their own electoral prospects or the electoral prospects of a family member. In 2010, Minnesota Secretary of State Mark Ritchie declined to take a position in a state supreme court case involving a ballot dispute in an election in which Ritchie was a candidate.¹⁸ Similarly, Florida Governor Jeb Bush recused himself from his role on the Florida Election Canvassing Commission when his brother’s candidacy for the presidency was at stake, designating another state official to take his place for the duration of the 2000 Florida recount.¹⁹

The right to register and vote, and confidence on the part of the populace that this right remains protected, are central to the functioning of our democracy. Your current dual role

¹¹ Ga. Code Ann. § 45-10-21(a).

¹² *Id.*

¹³ Ga. Code Ann. § 45-10-1.

¹⁴ Ga. Code Ann. § 45-10-3.

¹⁵ Executive Order dated April 6, 2017, 2017 GA REG TEXT 454321.

¹⁶ Ga. Sec’y of State, *State Election Board Code of Conduct*, (2018) http://sos.ga.gov/index.php/elections/state_election_board.

¹⁷ *Id.*

¹⁸ *Weiler v. Ritchie*, 788 N.W.2d 879, 881 n.1 (Minn. 2010).

¹⁹ *Touchston v. McDermott*, 243 F.3d 1133, 1136 n.6 (11th Cir. 2000).

undermines both, in apparent contravention of not only fundamental democratic principles, but also federal law, the laws of Georgia, and the ethics regulations that govern the crucial position of Secretary of State. We must again urge you to recuse yourself from any control over the voter registration and voter-eligibility determination process while you remain a candidate, as well as from overseeing the voting process on election day and any subsequent recount.

If you have any questions, please contact Sherrilyn Ifill via Leah Aden at 212-965-7715.

Sincerely,



Sherrilyn Ifill, President & Director-Counsel
Janai S. Nelson, Associate Director-Counsel
Samuel Spital, Director of Litigation
Leah C. Aden, Deputy Director of Litigation
Steven Lance, YLS Public Interest Fellow
NAACP LEGAL DEFENSE
& EDUCATIONAL FUND, INC.
40 Rector, 5th Fl.
New York, NY 10006
212.965.7715
laden@naacpldf.org

Todd A. Cox, Director of Policy
NAACP LEGAL DEFENSE
& EDUCATIONAL FUND, INC.
700 14th St., NW, Suite 600

CC: Nathan Deal, Governor (via Certified Mail & Online Portal)

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Herron, Robinrherron@sos.ga.gov
Date: 11/2/2018 4:36:26 PM
Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Attachments: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns.msg

Sender: bkemp@sos.ga.gov
Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Message-Id: <CB2EDB9F-6217-4645-A823-942EDF1C99C9@sos.ga.gov>
To: rherron@sos.ga.gov

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To: Herron, Robin rherron@sos.ga.gov
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Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Attachments: image001.png
image002.png

Thanks

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

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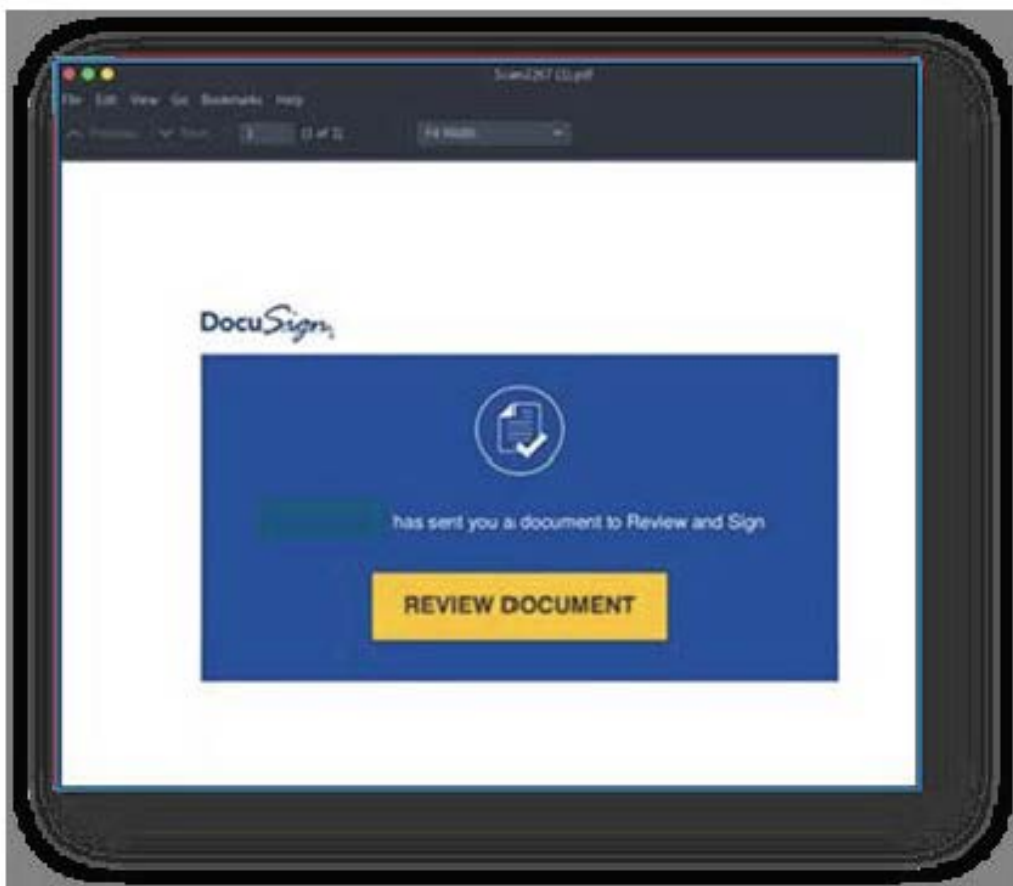
Leslie Reynolds
Executive Director
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Date Received: 2018-05-02

Type: Attached in pdf

Number of pages: 1

Reference #: [1524166936-18778057576-103]

Your fax can be viewed online, on our website,

by visiting: <https://www.eFax.com/fax/view>

From: Herron, Robin <rherron@sos.ga.gov>
To: Kemp, Brian <bkemp@sos.ga.gov>
Date: 11/2/2018 4:11:00 PM
Subject: RE: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns

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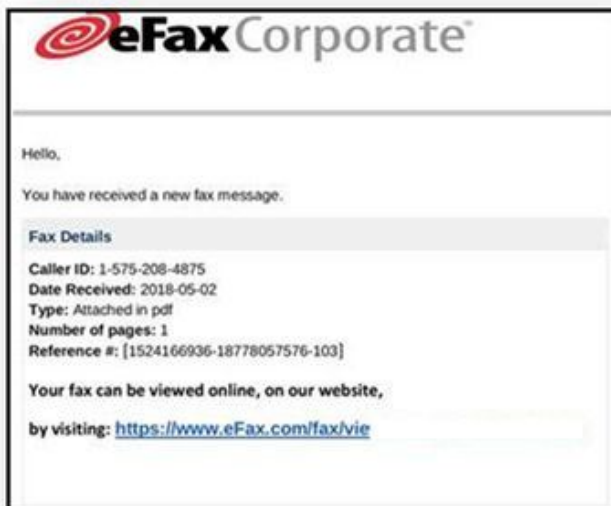
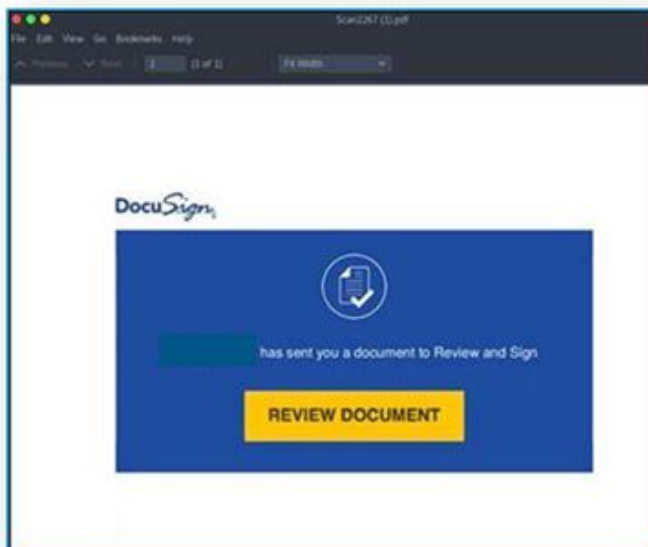
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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Herron, Robinrherron@sos.ga.gov
Date: 11/2/2018 4:08:38 PM
Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
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Sender: bkemp@sos.ga.gov
Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Message-Id: <286D4205-88E6-4B63-8047-8E3E9223CDF2@sos.ga.gov>
To: rherron@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Herron, Robin rherron@sos.ga.gov
Date: 11/2/2018 4:08:36 PM
Subject: Re: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Attachments: image001.png
image003.png
image002.png
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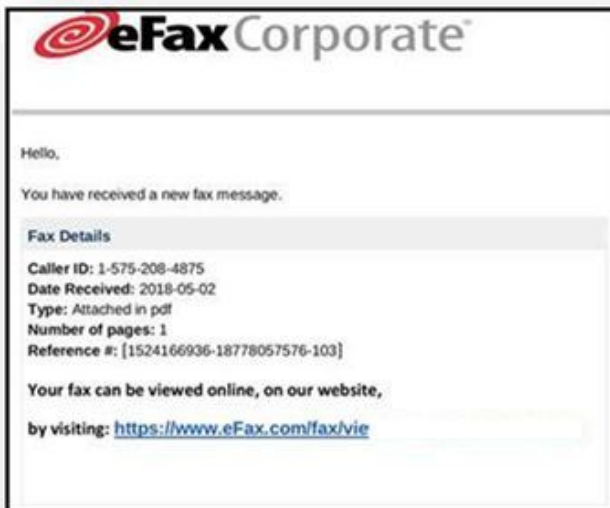
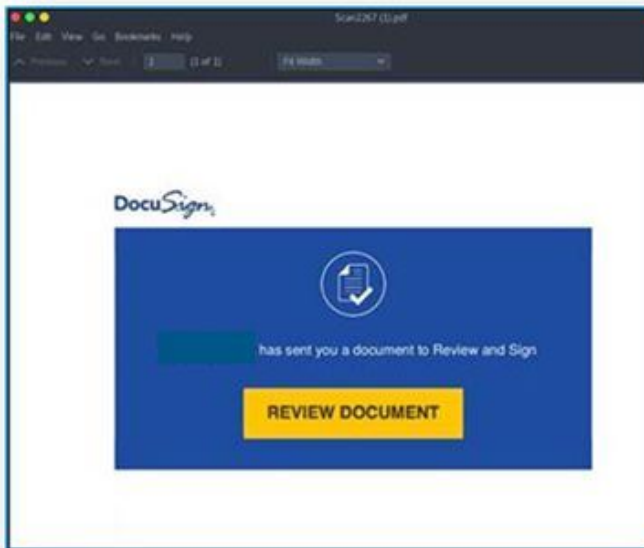
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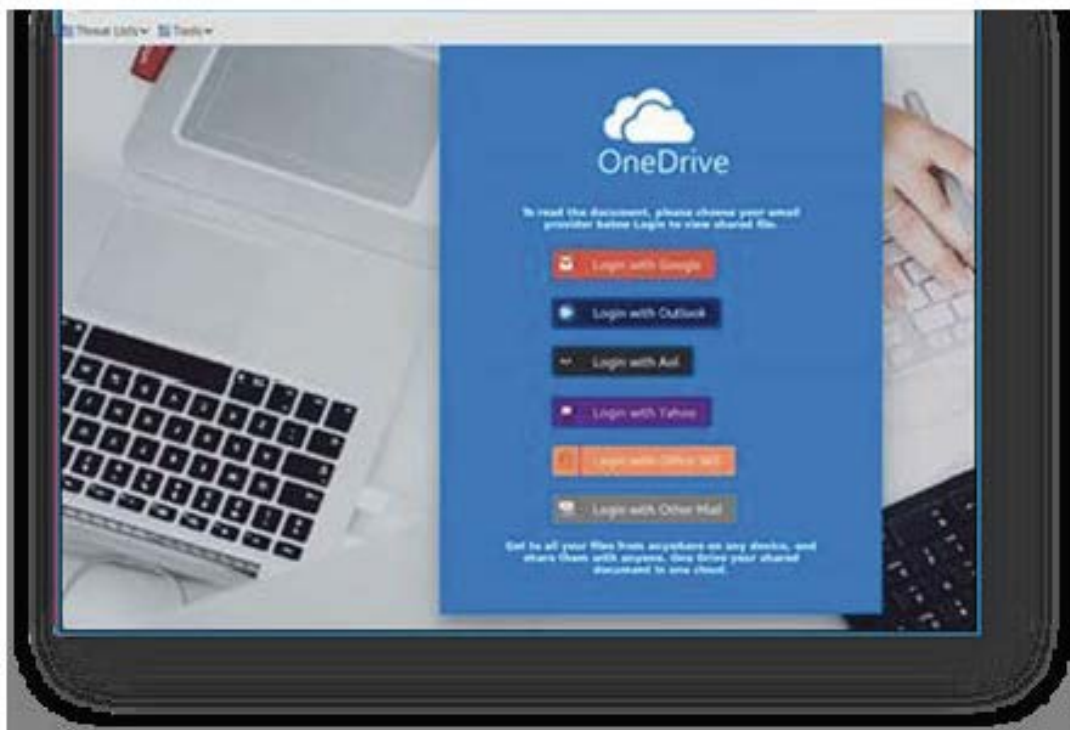
Back the Badge
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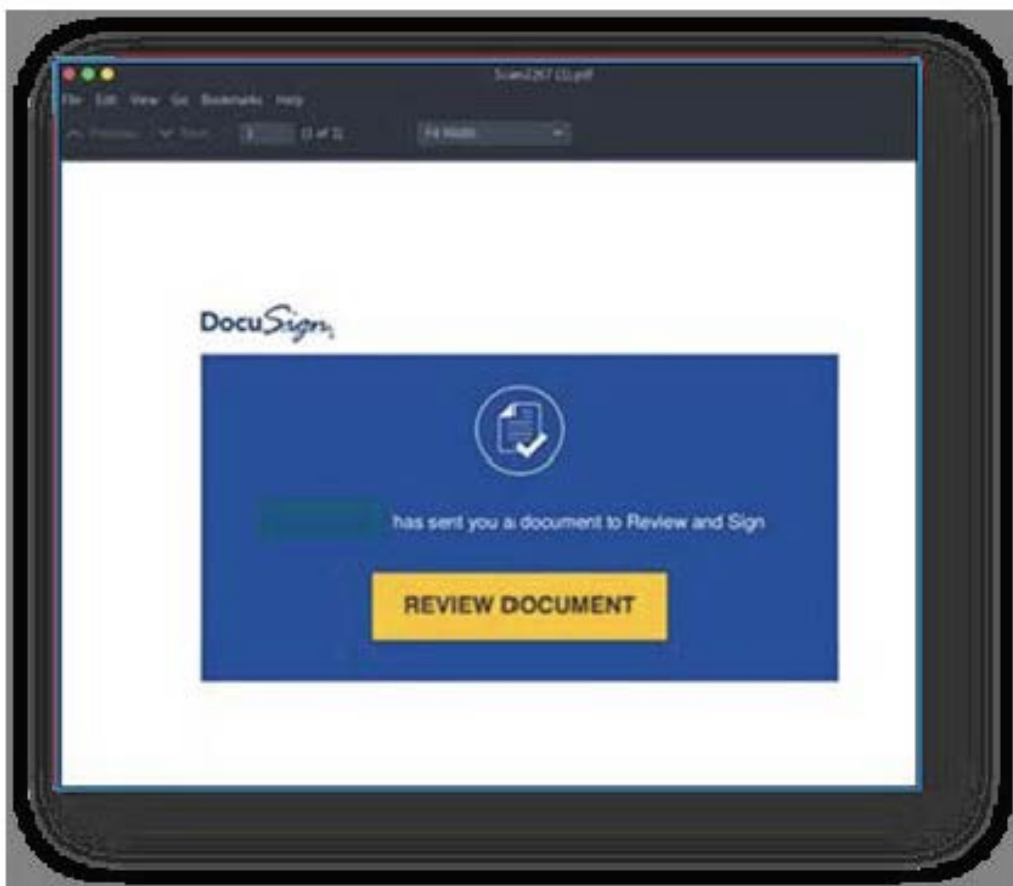
Community of people who support our brave Police Officers.



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Hello,

You have received a new fax message.

Fax Details

Caller ID: 1-575-208-4875

Date Received: 2018-05-02

Type: Attached in pdf

Number of pages: 1

Reference #: [1524166936-18778057576-103]

Your fax can be viewed online, on our website,

by visiting: <https://www.eFax.com/fax/view>

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Simmons, Jessica jessicajsimmons@sos.ga.gov
Germany, Ryan ryanrgermany@sos.ga.gov
Smith, Lorril lorrilorrismith@sos.ga.gov
Date: 11/2/2018 4:08:25 PM
Subject: Fwd: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Attachments: Fwd: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns.msg

Sender: bkemp@sos.ga.gov
Subject: Fwd: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Message-Id: <73900DE1-DFB4-4B99-9BCA-8F744F2DD5CB@sos.ga.gov>
To: jsimmons@sos.ga.gov
To: rgermany@sos.ga.gov
To: lorrismith@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Simmons, Jessica jessicajsimmons@sos.ga.gov
Germany, Ryan ryanrgermany@sos.ga.gov
Smith, Lorri lorrismith@sos.ga.gov
Date: 11/2/2018 4:08:24 PM
Subject: Fwd: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns
Attachments: image001.png
image003.png

FYI

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

Begin forwarded message:

From: "Reynolds, Leslie" <reynolds@sso.org>
Date: November 2, 2018 at 3:44:16 PM EDT
To: "Reynolds, Leslie" <reynolds@sso.org>
Cc: "Dodd, Stacy" <sdodd@sso.org>, Maria Benson <mbenson@sso.org>, "Milhofer, John" <jmilhofer@sso.org>, Lindsey Forson <lforson@sso.org>
Subject: NASS Elections Committee: FBI, DHS and EI-ISAC Alerts re Misinformation /Disinformation on Social Media and Text Messages, Specific Examples of Social Media Postings and Phishing Campaigns

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Dear NASS Elections Committee Members:

FBI Alert on Voter Suppression Through Social Media

This morning, the EAC shared the attached alert provided by the FBI. This is only for federal, state and local government officials • please do not share outside this group.

This alert addresses voting/election-related misinformation and/or intentional disinformation via social media. If you see this activity, please report to:

1. Your local FBI field office
2. SOC@cisecurity.org
3. NCCICCustomersService@hq.dhs.gov
4. Depending on the social media platform:
 - a. Facebook - Send email to reports@content.facebook.com; copy Eva Guidarini (eguidarini@fb.com); include •voter fraud/voter suppression• in subject line. It is important to include as much info as possible (screenshots, links to page, etc.)
 - b. Twitter ••send email to mbenson@sso.org••Twitter has provided us special access to an election reporting portal. To report those issues please send her as much information as you have, including Twitter

handle, tweet content, link, etc. and she will submit it through the portal. She will also include your contact information so Twitter can respond to you directly. Twitter has promised this will result in a more rapid response than the normal (non-election) reporting help portal.

Joint DHS/FBI Alert on Physical Threat Environment

Attached is an joint FBI/DHS alert on the Physical Threat Environment during the coming days/months. Again, this is only for federal, state and local government officials • please do not share outside this group.

(U//FOUO) The FBI and DHS are not aware of any specific, credible terrorism threats timed to or surrounding the upcoming midterm elections. This *Joint Intelligence Bulletin (JIB)* is intended to provide context on the potential for violent threats from domestic and homegrown violent extremists (HVEs) during the upcoming federal, state, and local elections and the transition period. This *JIB* is provided by the FBI and DHS to support their respective activities and to inform and assist federal, state, local, tribal, and territorial government counterterrorism and law enforcement officials and private sector security partners in deterring, preventing, or disrupting terrorist attacks against the United States. This information is current as of 1 November 2018. It does not include cyber threats, legal protest activity, or criminal acts such as theft, graffiti, or voter intimidation. Please report any activity of this nature to your local FBI field office.

EI-ISAC Alert on Text and Social Media

Attached you will find an alert from the EI-ISAC regarding text messages and social media (similar to FBI alert on social media). According to the EI-ISAC, •Election campaign and voter advocacy-related messages are confusing U.S. voters during election periods, leading to erroneous reporting of malicious activity, and requiring election offices to invest the time and resources to thoroughly investigate all messages. In some cases, these messages have included misinformation related to an upcoming election. Though the errors in these recent messages were accidental, it is likely that in the future malicious actors will attempt to further exploit text and social media messaging to maliciously spread regionally-specific disinformation, resulting in an increase in the time and resources to investigate the messages. Further information is available in the attached EI-ISAC Intel Byte. The EI-ISAC advises election offices to consider text and social media messages suspicious until proven accidental and to ensure there are existing mechanisms in place for citizens to report suspicious election-related communications. Election offices should coordinate investigations with local parties, campaigns, or any other recognized organization purportedly behind the messaging to confirm potentially suspicious messaging is not legitimate. The EI-ISAC encourages recipients to share this information with other election offices within your state. If you are aware of any of these messages, please immediately report it to the EI-ISAC SOC at 866-787-4722 or SOC@cisecurity.org.

DHS Election Task Force Provides Examples of Russian Influence Material

Because it is helpful to see specific examples of Russian influence material on social media, the DHS Election Task Force has provided the information below and the DOJ indictments related to Russia's efforts to spread propaganda during the 2016 and 2018 elections.

DOJ Indictments Pertaining to Russia's Efforts to Spread Propaganda During the 2016 and 2018 Elections:

- <https://www.justice.gov/opa/pr/russian-national-charged-interfering-us-political-system>
- <https://www.justice.gov/file/1080281/download>

Examples of Alleged Russian Influence Material on Social Media

(Images are from recent DOJ indictments and open source reporting)

El-ISAC Provides Examples of Phishing Emails

While we have talked on a number of calls about phishing emails, I asked for the El-ISAC to share specific examples. According to the El-ISAC, in addition to emails imitating paypal receipts, shipping notifications or invoices purportedly from a trusted third party, the other ones they see most often at the ISAC are those impersonating a fax or DocuSign. Also not the email itself but emails looking to steal passwords will often take people to a page that looks like the one below with OneDrive. If you have seen any of these, please share the email with SOC@cisecurity.org

Thanks,
Leslie

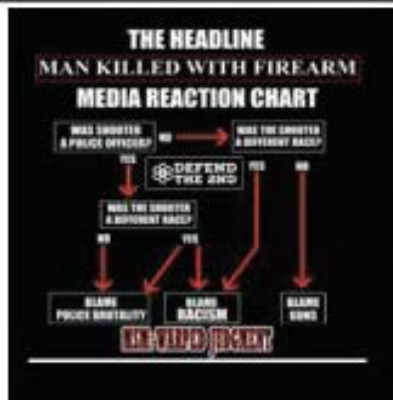
Leslie Reynolds
Executive Director
National Association of Secretaries of State (NASS)
444 N. Capitol Street, NW Suite 401
Washington, DC 20001
202-624-3525
www.nass.org

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<(U--FOUO) JIB - Physical Threat Environment During Upcoming Election and....pdf>



EVERY DEPORTED ILLEGAL HOUSEHOLD SAVES TAXPAYERS \$700,000



Crystal Johnson [@crystaljohnson](#) Apr 26, 2017
You probably didn't learn this in school, go better never! (3/14/14)

Amelia Bassano is the lady who wrote all of Shakespeare's plays. Because she was black they would not publish her work. She died in poverty because she never received a dime for her work. Shakespeare was illiterate and could barely write his own name.



Suggested Page



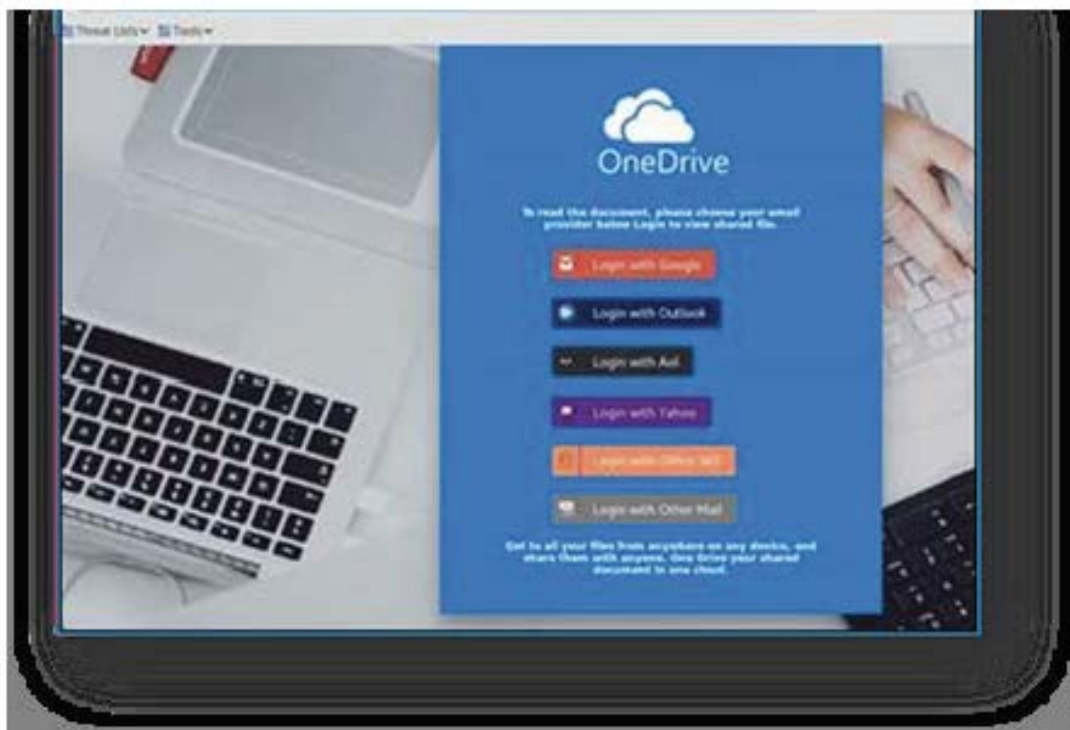
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Community of people who support our brave Police Officers.



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Community
111,113 people like this.

Like Page



From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/2/2018 3:17:22 PM
Subject: Employee Mortgage Benefit
Attachments: Employee Mortgage Benefit.msg

Sender: Mortgages_For_Champions@rhfcforchampions.com
Subject: Employee Mortgage Benefit
Message-Id: <0b9f492647548de56616d5fc3a9339ab@rhfcforchampions.com>
Recipient: BKEMP@sos.ga.gov

From: Residential Home Funding Corp.
<Mortgages_For_Champions@rhfcforchampions.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/1/2018 11:12:07 PM
Subject: Employee Mortgage Benefit
Attachments: Flyer - Mortgages For Champions.pdf

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Residential Home Funding Corp.

100 Lanidex Plaza, 2nd Floor | Parsippany NJ 07054 | Company NMLS # 34973

1-888-242-0930

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NO LENDER CLOSING COSTS

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GA-SOS-19-1021-A-000116

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Simmons, Jessicajsimmons@sos.ga.gov
Smith, LorriLorriSmith@sos.ga.gov
Germany, Ryanrgermany@sos.ga.gov
Date: 11/6/2018 1:08:03 PM
Subject: Fwd: NASS Elections Committee: Correct Email Address for DHS' NCCIC
Attachments: Fwd: NASS Elections Committee: Correct Email Address for DHS' NCCIC.msg

Sender: bkemp@sos.ga.gov
Subject: Fwd: NASS Elections Committee: Correct Email Address for DHS' NCCIC
Message-Id: <E1D9089C-D9C9-4AE3-BB25-1A087A182703@sos.ga.gov>
To: jsimmons@sos.ga.gov
To: lorrismith@sos.ga.gov
To: rgermany@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Simmons, Jessica<jessicajsimmons@sos.ga.gov>
Smith, LorriLorrismith<LorriLorrismith@sos.ga.gov>
Germany, Ryan<ryanrgermany@sos.ga.gov>
Date: 11/6/2018 1:08:02 PM
Subject: Fwd: NASS Elections Committee: Correct Email Address for DHS' NCCIC

FYI

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

Begin forwarded message:

From: "Reynolds, Leslie" <reynolds@sso.org>
Date: November 6, 2018 at 12:59:41 PM EST
To: "Reynolds, Leslie" <reynolds@sso.org>
Cc: "Dodd, Stacy" <sdodd@sso.org>, "Milhofer, John" <jmilhofer@sso.org>, Maria Benson <mbenson@sso.org>, Lindsey Forson <lforson@sso.org>
Subject: **NASS Elections Committee: Correct Email Address for DHS' NCCIC**

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Hi, NASS Elections Committee, Communications Directors and IT Directors.

Happy Election Day!

We just realized that the Communications Protocol Document (and thus all subsequent emails we've sent you) has an incorrect email address to report to the NCCIC at DHS.

If you want to report something to the NCCIC, the correct email address is NCCICCustomerService@hq.dhs.gov

If you are reporting to the EI-ISAC (SOC@cisecurity.org) you're fine, as they are sharing with NCCIC.

Sorry for the mixup.

Thanks,
Leslie

Leslie D. Reynolds
Executive Director
National Association of Secretaries of State
444 N. Capitol Street, NW Suite 401
Washington, DC 20001
202-624-3525
reynolds@sso.org
www.nass.org

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 12:20:41 PM
Subject: [MARKETING] SPECIAL OFFER [Warehouse Clearance]
Attachments: [MARKETING] SPECIAL OFFER [Warehouse Clearance].msg

Sender: toplist@e.americanregistry.com
Subject: [MARKETING] SPECIAL OFFER [Warehouse Clearance]
Message-Id: <TheAmericanRegistry.67h7x1q-9b.gbqw@e.americanregistry.com>
Recipient: bkemp@sos.ga.gov

From: The American Registry <toplist@e.americanregistry.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 12:20:09 PM
Subject: [MARKETING] SPECIAL OFFER [Warehouse Clearance]

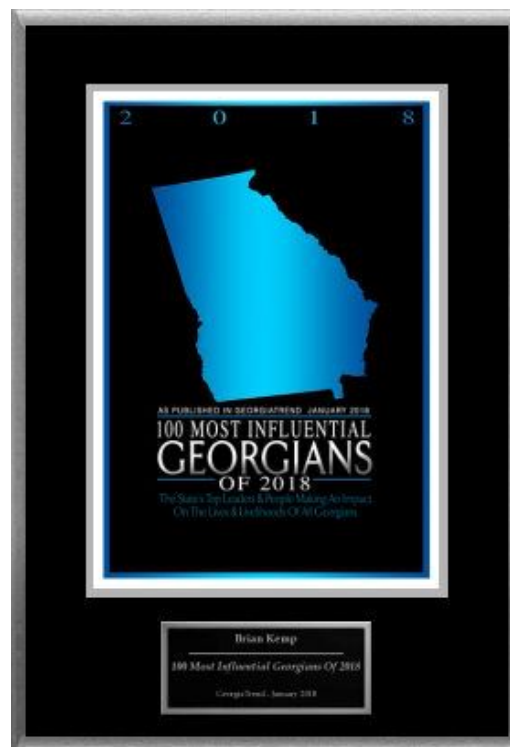
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<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 11:55:38 AM
Subject: You appeared in govexec.com
Attachments: You appeared in govexec.com.msg

Sender: news-noreply@linkedin.com
Subject: You appeared in govexec.com
Message-Id: <1747601283.4784419.1541523332455.JavaMail.app@lva1-app2959.prod.linkedin.com>
Recipient: bkemp@sos.ga.gov

From: LinkedIn <news-noreply@linkedin.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 11:55:32 AM
Subject: You appeared in govexec.com

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How the Election Assistance Commission Came Not to Care So Much About Election Security

"It sickens me that this administration appears to be creating false intelligence narratives to bolster whatever their agenda is." McCormick then forwarded the email and others to **Brian Kemp**, Georgia's Republican Secretary of State, and the man in charge of the state's election operation. ...

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This email was intended for Brian Kemp (Georgia Secretary of State at Georgia Secretary of State). [Learn why we included this](#).

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<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 11:03:22 AM
Subject: [MARKETING] Get a Jump-Start on 2019 with this Economic Outlook
Attachments: [MARKETING] Get a Jump-Start on 2019 with this Economic Outlook.msg

Sender: jennifer.head@acecga.ccsend.com
On-Behalf-Of: sasha.ugi@acecga.org
Subject: [MARKETING] Get a Jump-Start on 2019 with this Economic Outlook
Message-Id:
<1131557128305.1101917508848.3752.0.541101JL.2002@scheduler.constantcontact.com>
Recipient: bkemp@sos.ga.gov

From: ACEC Georgia <jennifer.head@acecga.ccsend.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 11:03:20 AM
Subject: [MARKETING] Get a Jump-Start on 2019 with this Economic Outlook

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ACEC Georgia

GENERAL MEMBERSHIP MEETING

**KEYNOTE SPEAKER:
DR. ROGER TUTTEROW**



Join engineering, business and community leaders for networking, breakfast and a 2019 economic outlook with an A/E/C industry perspective from Kennesaw State University's Dr. Roger Tutterow.

EVENT DETAILS

Thursday, December 6, 2018
7:30 a.m. | *Coffee & Networking*
8:00 - 9:00 a.m. | *Breakfast & Program*

The Georgian Club
100 Galleria Parkway, Suite 1700
Atlanta, GA 30339

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ABOUT THE SPEAKER



Dr. Roger Tutterow is Professor of Economics at Kennesaw State University. He also serves as Director of the Econometric Center, an applied research center housed in KSU's Coles College of Business. His analysis of the economic, business and political environments have been featured in a variety of media including the *Wall Street Journal*, *Financial Times*, *USA Today*, *Atlanta Journal Constitution*, *New York Times* and on CNN, CNBC, NBC and many other media outlets.

In addition to his work in academia, Dr. Tutterow has served as a consultant on financial economics and statistical modeling for corporate clients ranging from Fortune 500 companies to closely held businesses. He also serves as Chief Economic Advisor for the Henssler Financial Group, an Atlanta-based investment advisory firm and as a strategic advisor to Georgia Oak Partners, a Georgia-focused private equity firm. *Read more*

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<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 10:01:29 AM
Subject: [MARKETING] 2018 Election Preview: The State and Local Races and Ballot Measures to Watch
Attachments: [MARKETING] 2018 Election Preview: The State and Local Races and Ballot Measures to Watch.msg

Sender: newsletters@governing.com
Subject: [MARKETING] 2018 Election Preview: The State and Local Races and Ballot Measures to Watch
Message-Id: <YYAWCWZTB\$UYXUYUZXBZUYZ@mail-out.via.act-on.net>
Recipient: bkemp@sos.ga.gov

From: GOVERNING Daily <newsletters@governing.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 10:01:26 AM
Subject: [MARKETING] 2018 Election Preview: The State and Local Races and Ballot Measures to Watch

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Today's newsletter presented by CentralSquare Technologies

MARK YOUR CALENDAR: Join us Thursday, in the aftermath of Election Day, as we break down the state and local results. [Register now. Get informed later.](#)

FEATURED STORY FOR NOVEMBER 6, 2018

Heading Into Election Day, Governors' Races Tighten

Three races have become tossups, two have shifted in the Democrats' favor and one in the Republicans'. But one thing is still clear: Democrats are set to gain ground. **PLUS:**

- [Race Ratings for Governors, Legislatures, Secretaries of State and Attorneys General](#)
- [A Closer Look at the Governors' Races](#)
- [The Most Important State Ballot Measures](#)
- [The Issues on Local Ballots](#)
- [In Mayors' Races, Some Incumbents Face Tricky Path to Reelection](#)

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Virginia state Rep. Jennifer Carroll Foy reflects on her first year in office and how she got there.

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Local governments in nearly all states reported slight increases in staffing for accounting, budgeting and other areas of public finance.

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- ['You Can't Hack Paper': How Oregon Fights Election Meddling](#)
- [Trump-Backed GOP Nominee for Kansas Governor Accepted Donations From White Nationalists](#)
- [Racist Robocall Targets Stacey Abrams and Oprah Winfrey in Georgia](#)
- [After Citing Fake Endorsement, Democratic Oklahoma State House Candidate Apologizes](#)

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11

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WHO SAID THAT?

"Florida Man and Florida Woman are crushing this voting thing like it was a Natty Light can run over by a monster truck."

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 9:09:29 AM
Subject: [MARKETING] Feel comfortable when you present
Attachments: [MARKETING] Feel comfortable when you present.msg

Sender: scottjeffrey.miller@franklincovey.com
Subject: [MARKETING] Feel comfortable when you present
Message-Id: <aydN-73jCqgLEX-uyJs-18lmSURQTE6MVrDR@franklin-covey.msgfocus.com>
Recipient: bkemp@sos.ga.gov

From: Scott Miller <scottjeffrey.miller@franklincovey.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 9:09:25 AM
Subject: [MARKETING] Feel comfortable when you present

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 8:54:21 AM
Subject: Brian, you have 20 invitations waiting for you on LinkedIn
Attachments: Brian, you have 20 invitations waiting for you on LinkedIn.msg

Sender: notifications-noreply@linkedin.com
Subject: Brian, you have 20 invitations waiting for you on LinkedIn
Message-Id: <1071670154.5408102.1541512458004.JavaMail.app@lva1-app2420.prod.linkedin.com>
Recipient: bkemp@sos.ga.gov

From: LinkedIn <notifications-noreply@linkedin.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/6/2018 8:54:18 AM

Subject: Brian, you have 20 invitations waiting for you on LinkedIn

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Brian, see what your network has been up to

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20

Notifications and updates from your network



20 invitations

Check out what you missed from Caroline and 19 others



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This email was intended for Brian Kemp (Georgia Secretary of State at Georgia Secretary of State). [Learn why we included this.](#)

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albanyhubcse@dhr.state.ga.usalbanyhubcse@dhr.state.ga.us
consumer@law.ga.govconsumer@law.ga.gov
report_medicaid_fraud@law.ga.govreport_medicaid_fraud@law.ga.gov
agcarr@law.ga.govagcarr@law.ga.gov
ic3@fbi.govic3@fbi.gov
Atlanta@ic.fbi.govAtlanta@ic.fbi.gov
investigations@gbi.state.ga.usinvestigations@gbi.state.ga.us
SOS Contactsoscontact@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
brian.kemp@sos.ga.govbrian.kemp@sos.ga.gov
info@acluga.orginfo@acluga.org
jamie.koshy@doj.govjamie.koshy@doj.gov
dougdundcan@bartow.orgdougdundcan@bartow.org
doug.duncan@cartersvillega.orgdoug.duncan@cartersvillega.org
sherrif@cobbcountyga.orgsherrif@cobbcountyga.org
chiefflynn@mariettaga.govchiefflynn@mariettaga.gov
cmartin@alpharetta.ga.uscmartin@alpharetta.ga.us
police@alpharetta.ga.uspolice@alpharetta.ga.us
jbisker@mariettaga.govjbisker@mariettaga.gov
jglen@mariettaga.govjglen@mariettaga.gov
jbrown@dhr.state.ga.govjbrown@dhr.state.ga.gov
ljackson@dhr.state.ga.govljackson@dhr.state.ga.gov
caculbreth@dhr.state.ga.govcaculbreth@dhr.state.ga.gov
naculbreath@dhr.state.ga.govnaculbreath@dhr.state.ga.gov
jackie.wilson@oig.dhr.state.ga.govjackie.wilson@oig.dhr.state.ga.gov
oig.dhr@gmail.comoig.dhr@gmail.com
riskmanagement@ga.doas.govriskmanagement@ga.doas.gov
mark.mckinney@doas.ga.govmark.mckinney@doas.ga.gov
wade.damron@doas.ga.govwade.damron@doas.ga.gov
rebecca.sullivan@doas.ga.govrebecca.sullivan@doas.ga.gov

Date: 11/6/2018 6:33:04 AM

Subject: Fwd: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A Bagby

Attachments: Fwd: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A Bagby.msg

Sender: [REDACTED]

Subject: Fwd: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A

Bagby

Message-Id: <CAENZ_0xpwT+SRU4XcbDhH4aG-
JA7EML+rnnhdKnd_NNXNxFt_Q@mail.gmail.com>

Recipient: soscontact@sos.ga.gov

Recipient: bkemp@sos.ga.gov

From: Vincent A. Bagby <[REDACTED]>
To: GA.Paris@dhr.ga.govGA.Paris@dhr.ga.gov
albanyhubcse@dhr.state.ga.usalbanyhubcse@dhr.state.ga.us
consumer@law.ga.govconsumer@law.ga.gov
report_medicaid_fraud@law.ga.govreport_medicaid_fraud@law.ga.gov
agcarr@law.ga.govagcarr@law.ga.gov
ic3@fbi.govic3@fbi.gov
Atlanta@ic.fbi.govAtlanta@ic.fbi.gov
investigations@gbi.state.ga.usinvestigations@gbi.state.ga.us
SOS Contactsoscontact@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
brian.kemp@sos.ga.govbrian.kemp@sos.ga.gov
info@acluga.orginfo@acluga.org
jamie.koshy@doj.govjamie.koshy@doj.gov
doug.duncan@bartow.orgdoug.duncan@bartow.org
doug.duncan@cartersvillega.orgdoug.duncan@cartersvillega.org
sheriff@cobbcountyga.orgsheriff@cobbcountyga.org
chiefflynn@mariettaga.govchiefflynn@mariettaga.gov
cmartin@alpharetta.ga.uscmartin@alpharetta.ga.us
police@alpharetta.ga.uspolice@alpharetta.ga.us
jbisker@mariettaga.govjbisker@mariettaga.gov
jglen@mariettaga.govjglen@mariettaga.gov
jbrown@dhr.state.ga.govjbrown@dhr.state.ga.gov
ljackson@dhr.state.ga.govljackson@dhr.state.ga.gov
caculbreth@dhr.state.ga.govcaculbreth@dhr.state.ga.gov
naculbreath@dhr.state.ga.govnaculbreath@dhr.state.ga.gov
jackie.wilson@oig.dhr.state.ga.govjackie.wilson@oig.dhr.state.ga.gov
oig.dhr@gmail.comoig.dhr@gmail.com
riskmanagement@ga.doas.govriskmanagement@ga.doas.gov
mark.mckinney@doas.ga.govmark.mckinney@doas.ga.gov
wade.damron@doas.ga.govwade.damron@doas.ga.gov
rebecca.sullivan@doas.ga.govrebecca.sullivan@doas.ga.gov

Date: 11/6/2018 6:33:00 AM

Subject: Fwd: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A Bagby

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From: "Vincent A. Bagby" <[REDACTED]>

Date: Oct 8, 2018 9:07 PM

Subject: Fwd: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A Bagby

To: <GA.Paris@dhr.ga.gov>, <tammy.carter@dhr.state.ga.gov>, <jackie.wilson@oig.dhr.state.ga.gov>, "General, Inspector" <ig@oig.ga.gov>, <naculbreath@dhr.state.ga.gov>, <jbrown@dhr.state.ga.gov>, <l.jackson@dhr.state.ga.gov>, "Cook, Vivian F" <Vivian.Cook@dhs.ga.gov>, <jabrams@dch.ga.gov>, <report_medicaid_fraud@law.ga.gov>, <riskmanagement@ga.doas.gov>
Cc: <penny.posso@ic.fbi.gov>, <shawn.dunn@ic.fbi.gov>, <kristine.green@ic.fbi.gov>, <doug.duncan@cartersvillega.org>, <doug.duncan@bartowcounty.org>, <sheriff@cobbcountyga.org>, <sheriff@bartowcounty.org>, <shaight@glynncounty.org>, <sheriff@glynncounty.org>

At Paradigms Labs, LLC, on 2 Red Fern Lane on St. Simons Island September 2015 treatment for a Bartow County resident born December 6, 1979 received Methadone drug treatment

This individual is receiving a Social Security check for \$906 dollars per month.

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

From: "Albany Hub CSE" <AlbanyHubCSE@dhs.ga.gov>

Date: Sep 23, 2018 11:42 AM

Subject: Automatic reply: United States Postal Service ID Theft Case 31737670 Vincent A Bagby

To: "Vincent A. Bagby" [REDACTED]>

Cc:

Hello, and thank you for contacting the Division of Child Support Services. If you have questions about your case, please take advantage of our self-service options such as the online chat feature, Customer Online Portal, and the DCSS mobile app (available on Android and iOS devices) to access your case information. If you require additional assistance, please call us at 1.844.694-2347 and have your case number and/or social security number ready. Please be advised that you should never send your social security number via email.

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 6:19:18 PM
Subject: [BULK] The Election Daily Report
Attachments: [BULK] The Election Daily Report.msg

Sender: Secretary.Richardson@public.govdelivery.com
Subject: [BULK] The Election Daily Report
Message-Id: <17001085.223@public.govdelivery.com>
Recipient: bkemp@sos.ga.gov

From: Secretary of State Dennis Richardson <Secretary.Richardson@public.govdelivery.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 6:19:14 PM
Subject: [BULK] The Election Daily Report

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P R E S S R E L A S E



Secretary of State **DENNIS RICHARDSON** The State of Oregon

CONTACT: Debra Royal / Chief of Staff / 503-986-2361 / debra.royal@oregon.gov

DATE: November 5, 2018

The Election Daily Report

SALEM, OR — Today, the Elections Division of the Office of Oregon Secretary of State released the fourth edition of [Oregon Election Daily Report](#) video series.

This edition talks about election night reporting and describes the schedule for the release of voting results over the next few weeks.

“The Oregon Election Reports are a useful tool to learn about the election process and be informed about possible misinformation circulating about this election,” said Secretary of State Dennis Richardson. “I encourage everyone to take time to watch these important updates.”

This video series is designed to provide voting and election information directly to the voters of Oregon. In the videos, Elections Director Steve Trout answers some of the most frequently asked questions about Oregon’s vote-by-mail system. Director Trout provides accurate and up-to-date information, and he corrects misinformation that is being disseminated by unreliable sources. The videos also address current issues that have arisen in the preceding days that both the media and citizens are asking about.

[Please check out today’s Election Daily Report video in which Director Trout talks about election night reporting.](#)



Find previous election reports on the Oregon Elections Division's [YouTube channel](#).

###

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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 5:30:37 PM
Subject: [MARKETING] Federal autonomous vehicle legislation could get a lame-duck boost
Attachments: [MARKETING] Federal autonomous vehicle legislation could get a lame-duck boost.msg

Sender: insights@dentons.com
Subject: [MARKETING] Federal autonomous vehicle legislation could get a lame-duck boost
Message-Id: <20181105-16255519-34f62ea0-0@v135.vuturevx.com>
Recipient: bkemp@sos.ga.gov

From: Dentons <insights@dentons.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 5:30:00 PM
Subject: [MARKETING] Federal autonomous vehicle legislation could get a lame-duck boost

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Federal autonomous vehicle legislation could get a lame-duck boost



November 05, 2018



An update to autonomous vehicles regulation could be on the congressional agenda after the election. Many insiders believe that bipartisan legislation, currently stalled in the Senate, may receive renewed attention during the lame duck session.

Dentons' Public Policy team examines what the legislation would do and why it may come to a vote soon.

[Read the complete article](#)

Key contacts



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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 2:38:22 PM
Subject: [BULK] [Guide] The State of Digital
Attachments: [BULK] [Guide] The State of Digital.msg

Sender: info@granicus.com
Subject: [BULK] [Guide] The State of Digital
Message-Id: <1781940657.1855214896.1541446696591.JavaMail.root@abmas02.marketo.org>
Recipient: bkemp@sos.ga.gov

From: Granicus Premium Content <info@granicus.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 2:38:16 PM
Subject: [BULK] [Guide] The State of Digital

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ajenson@psc.state.ga.usajenson@psc.state.ga.us
techols@gapsc.state.ga.ustechols@gapsc.state.ga.us
ceaton@psc.state.ga.govceaton@psc.state.ga.gov
consumer@law.ga.govconsumer@law.ga.gov
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Andrews, KelsieX2KANDRE@southstarenergy.com
brad.paschal@southstarenergy.combrad.paschal@southstarenergy.com
GNG Consumer Relationsgngconsumerrelations@southstarenergy.com
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Kemp, Brianbkemp@sos.ga.gov
SOS Contactsoscontact@sos.ga.gov
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jessica.simmons@sos.ga.govjessica.simmons@sos.ga.gov
Willinghamc@psc.state.ga.usWillinghamc@psc.state.ga.us
Date: 11/5/2018 2:27:53 PM
Subject: Georgia Natural Gas complaints 100-183-687 &
Attachments: Georgia Natural Gas complaints 100-183-687 &.msg

Sender: [REDACTED]
Subject: Georgia Natural Gas complaints 100-183-687 &
Message-Id: <CAENZ_0z-ENC+XNhvVdaaf71FgviHL78T-7wa1R7mNDEs3DEeQ@mail.gmail.com>
Recipient: bkemp@sos.ga.gov
Recipient: soscontact@sos.ga.gov

From: Vincent A. Bagby <[REDACTED]>
To: agcarr@law.ga.govagcarr@law.ga.gov
ngibson@psc.state.ga.usngibson@psc.state.ga.us
ajenson@psc.state.ga.usajenson@psc.state.ga.us
techols@gapsc.state.ga.ustechols@gapsc.state.ga.us
ceaton@psc.state.ga.govceaton@psc.state.ga.gov
consumer@law.ga.govconsumer@law.ga.gov
Wright Bankswbanks@law.ga.gov
jpierre@law.ga.govjpierre@law.ga.gov
fraud@law.ga.govfraud@law.ga.gov
maurice.baker@southstarenergy.commaurice.baker@southstarenergy.com
Andrews, KelsieX2KANDRE@southstarenergy.com
brad.paschal@southstarenergy.combrad.paschal@southstarenergy.com
GNG Consumer Relationsgngconsumerrelations@southstarenergy.com
Payne, AndrewX2apayne@southstarenergy.com
Kemp, Brianbkemp@sos.ga.gov
SOS Contactsoscontact@sos.ga.gov
dcucich@psc.state.ga.usdcucich@psc.state.ga.us
jessica.simmons@sos.ga.govjessica.simmons@sos.ga.gov
Willinghamc@psc.state.ga.usWillinghamc@psc.state.ga.us
Date: 11/5/2018 2:27:49 PM
Subject: Georgia Natural Gas complaints 100-183-687 &

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----- INITIAL CONTACT -----

Contact Person: Vincent A Bagby
Phone Number:
E-mail Address: [REDACTED]
Initial Contact Method: Phone
Preferred Contact Method: Email

----- ISSUE(S) -----

Issue #1: Marketing Practices/Fraud

----- CONTACT DETAILS -----

Name on Account: Vincent A Bagby
Account Number:

Service Address: 2665 Favor Road, SW Apt 212 (line 2):
City: Marietta
State: Georgia
Zip Code: 30060
County:

Phone Number:

Contacted Utility: Yes

Rep's Name: Leah Whitt; Lori Wilson; James Jamieson

Description: From: Vincent A. Bagby vabagby@gmail.com

Sent: Tuesday, October 24, 2017 3:26 PM

To: gngconsumerrelations@southstarenergy.com; Stephanie Sears; gapsc Public

Mailbox; swise@psc.state.ga; Willinghamc@psc.state.ga.us; techols@gapsc.state.ga.us

Cc: brad.paschal@southstarenergy.com; dfreeman@gng.com;

X2KANDRE@southstarenergy.com; X2apayne@southstarenergy.com

Subject: Re: GNG October 2017 Rates

I'd like to make the switch from the Guaranteed Plan back to the 12 month fixed Plan, as outlined below.

Also, follow up questions remain regarding the early termination fee waiver contained in the original offer from Debra Freeman. Is the \$79.00 fee still waived?

Additionally, the difference between my monthly charges, and fees above my usage calculated monthly is not addressed here.

I consent to the change back to the 12 month fixed plan detailed below, but would like the two outstanding issues addressed.

Thank you, Mr. Paschal for reasonably complying with my smoke request to put the plan offers in writing.

12 Month Fixed:

Rate - \$0.579 per therm

Discount - \$0.20 per therm discount for 12 months. This offer is transferable except to the Guaranteed Bill Plan. This discount is contingent upon a good payment history and may be terminated if you are sent a Disconnection Notice at any time during the term of the discount. The discount will be listed on a separate line item on your bill.

Net Rate - \$0.379 per therm

Customer Service Charge - \$5.99 per month

NOTE: Taxes and other one-time charges such as late fees are not included in these rates and will be added to the bill.

This is our standard fixed price plan. We will honor this fixed price per therm for a period of 12 months. If you cancel your plan during the first half of the plan's term, a Fixed Rate Early Termination Charge of \$100 will be assessed. If you cancel during the last half, the Fixed Rate Early Termination Charge is \$50.

GA-SOS-19-1021-A-000151

On Oct 18, 2017 4:31 PM, "GNG Consumer Relations"
gngconsumerrelations@southstarenergy.com wrote:
Dear Mr. Vincent Bagby,

Per our conversation this morning, the following are our best fixed rate price plans available to you. I listed the fixed price plans first because you were on our 12 month fixed rate contract in 2016 and that is what you advised you were interested in. You also expressed an interest in paying the rate based on the market, so I also included our best Variable Plan.

With all of these plans, the AGL Base Charge is not included and will show as a separate line item on your bill.

. 12 Month Fixed:

Rate - \$0.579 per therm

Discount - \$0.20 per therm discount for 12 months. This offer is transferable except to the Guaranteed Bill Plan. This discount is contingent upon a good payment history and may be terminated if you are sent a Disconnection Notice at any time during the term of the discount. The discount will be listed on a separate line item on your bill.

Net Rate - \$0.379 per therm

Customer Service Charge - \$5.99 per month

NOTE: Taxes and other one-time charges such as late fees are not included in these rates and will be added to the bill.

This is our standard fixed price plan. We will honor this fixed price per therm for a period of 12 months. If you cancel your plan during the first half of the plan's term, a Fixed Rate Early Termination Charge of \$100 will be assessed. If you cancel during the last half, the Fixed Rate Early Termination Charge is \$50.

. 6 Month Fixed:

Rate - \$0.599 per therm

Discount - \$0.06 per therm discount for 6 months. This offer is transferable except to the Guaranteed Bill Plan. This discount is contingent upon a good payment history and may be terminated if you are sent a Disconnection Notice at any time during the term of the discount. The discount will be listed on a separate line item on your bill.

Net Rate - \$0.539 per therm

Customer Service Charge - \$4.99 per month

NOTE: Taxes and other one-time charges such as late fees are not included in these rates and will be added to the bill.

We will honor this fixed price per therm for a period of 6 months. If you cancel your plan before the expiration date, a Fixed Rate Early Termination Charge of \$50 will be assessed.

. Variable Select:

Current Rate - \$1.199 per [what.is](#) this per therm?

Discount - \$0.60 per therm discount for 12 months. This offer is not transferable to other price plans.

GA-SOS-19-1021-A-000152

Net Rate - because this is a variable plan, the rates may change or stay the same during any given month and is based on market conditions.

Customer Service Charge - \$3.99 per month

NOTE: Taxes and other one-time charges such as late fees are not included in these rates and will be added to the bill.

This is our standard variable price plan and does not require an agreement so no Early Termination Charges are applicable on this plan.

Please note that if your service is ever disconnected due to non-payment, there is a \$60 Reconnection Charge that will be assessed. So please allow us to work with you with an option of a payment arrangement if a situation comes up where you are see that you are not able to make your payment.

Please let us know if there are any questions or concerns.

Thanks,

Brad Paschal

Title: Consumer Email

From: Erica Wilson

Date: 9/6/2017 11:22 AM

Message: The fact that the charge is not seen is the point.

That is the definition of an undisclosed charge. It is not revealed. However, through mathematical calculations, asd previously outlined.

The \$26.00 is undisclosed and defacto the price-per-therm field.

Prior reading 529, the current reading on this bill is 539, a difference of 10 CCF used.

Then 10 CCF times 1.033= 10.33.

The base charge, or connection fee is \$22.96. The tax is \$2.84.

Therefore, $\$57.25 - 22.96 = \34.29

$-\$10.33 \text{ (CCF} \times \text{BTU Factor)} = \23.96

$\$23.96 - 2.84 \text{ (Tax)} = \21.12

Undisclosed fee amount \$21.12 does not appear in the bill. It applies where the price per therm amount would be.

And as shown, it definitely is there. So, I must say the following:

I stand corrected, six years after my TBI, my explanation and Mary calculations were a bit off.

There indeed is not a price per therm rate, instead an excessive 21.12, many times market rate charge.

Let's continue our discussions about these outstanding, unresolved issues.

I look forward to continuing this process.

Vincent A Bagby

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 2:21:48 PM
Subject: [BULK] Chamber News | November 5, 2018
Attachments: [BULK] Chamber News | November 5, 2018.msg

Sender: info@savannahchamber.com
Subject: [BULK] Chamber News | November 5, 2018
Message-Id: <20181105192144.2D3FD20180E7@mail.sv.b2.dmpemail1.com>
Recipient: bkemp@sos.ga.gov

From: Savannah Area Chamber of Commerce and Visit Savannah

<info@savannahchamber.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/5/2018 2:21:44 PM

Subject: [BULK] Chamber News | November 5, 2018

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The Savannah Area Chamber News



November 5, 2018

Jay Neely
2018 Chairman

EVENTS

Chamber Power Hour presented by the Small Business Council | November 6

Join the Chamber's Small Business Council at The Grand Lake Club at Southbridge for a lunch-and-learn networking opportunity!

Veterans Day Salute & Military Update Luncheon | November 7

Join the Savannah Area Chamber's Military Affairs Council for a salute to our veterans and defense update where Brigadier General Jennifer Buckner, Director of Cyber, Electronic Warfare, and Information Operations for the Headquarters, Department of the Army Deputy Chief of Staff, G-3/5/7, will share initiatives around national cyber security.

Making the Connection: Speed Networking | November 8

Make new connections at speed networking! Be sure to bring 100+ business cards, because when you attend this members-only event, you're guaranteed to introduce yourself to almost everyone in attendance.

Bands in the Ballpark Business Connection | November 8

Meet with your fellow Chamber members on the diamond while local musical acts provide rocking accompaniment to a networking event at Daffin Park's historic Grayson Stadium.

The Small Business Council's Business on the Move | November 13

The Chamber's Small Business Council is hosting its November Small Business on the Move after-happy hour networking event at acclaimed fine dining restaurant Husk.

12th Annual Chamber Cup Golf Tournament | November 19

*The maximum capacity for this event has been met. Thank you to all who registered, and thank you to our sponsors!

Enmarket Savannah Bridge Run | December 1

The 2018 race weekend will begin with the Health and Wellness Expo at the Savannah Civic Center on December 1 and end with a post-race party in Franklin Square on race day.

Eggs & Issues Legislative Breakfast | December 4

The Chamber's Governmental Affairs Council will host its annual Eggs & Issues Legislative Breakfast DeSoto Hotel Savannah Tuesday, December 4 at 8:30 a.m.

212th Annual Meeting | December 13

At its 212th Annual Meeting, the Chamber will reflect on 2018 accomplishments and review its 2019 work.

2019 Savannah-Chatham Day in Atlanta | January 24

Join us at Savannah-Chatham Day in Atlanta in 2019! Savannah's business professionals will meet with local and state elected officials at this event, which includes legislative meetings beginning at 2 p.m. and a seafood reception immediately following.

CHAMBER & VISIT SAVANNAH NEWS

Help Those Affected By Hurricane Michael

The American Red Cross of Southeast and Coastal Georgia has set up a special microsite for Chamber members to make donations to communities affected by Hurricane Michael. The Chamber asks you to consider making a monetary donation, or a donation of blood or goods. [Click here to read more.](#)

New VisitSavannah.com Wins Marketing Award

The newly redesigned Visit Savannah website at VisitSavannah.com has been honored with a prestigious Adrian Award from Hospitality Sales and Marketing Association International, or HSMAI.

Chamber Staffers Get Creative at AR Workshop

AR Workshop Savannah is a boutique DIY studio that offers hands-on classes for creating custom home decor from raw materials.

Savannah Hosts Chinese Rock 'n Rollers

Visit Savannah and the Georgia Department of Economic Development hosted a group of ten Chinese rockers in the Savannah Rock 'n Roll Marathon.

Vietnam Veterans Group Holds 50th Annual Reunion in Savannah

Savannah was the host city for the 50th annual reunion of the 555 CES/HR Red Horse Vietnam Squadron from October 31 to November 2.

Destination Services Manager Pre-Promotes 2019 IAEM Convention

Last week, Visit Savannah's Destination Services Manager Laurie Humphries attended the International Association of Emergency Managers 2018 conference in Grand Rapids, Michigan to pre-promote Savannah as the destination hosting the 2019 city-wide convention.

Savannah Represented at Six in the City Customer Event

The Six in the City event brought together over 100 of the top meeting planners and CEOs in the Washington D.C. area with destination representatives from Ft. Worth, Columbia, Birmingham, Raleigh, Memphis and Savannah.

Pennsylvania Visitors Stop at MLK Visitor Center

At Savannah's Visitor Centers, the staff sees visitors from all over the country and the world.

Register Your Company for the Bridge Run Corporate Challenge

At the 2018 Enmarket Savannah Bridge Run, the Savannah Sports Council will be extending a new Corporate Challenge to local businesses, inviting them to bring as many employees to run (or walk) the race as possible.

Last Call to Advertise in Official 2019 Visit Savannah Insider's & Map Guides

These official visitor publications help travelers plan their trips, making the most of their time here and encouraging longer stays—the perfect platform for your advertising message.

TYBEE NEWS

Tybee Business Mix & Mingle is Wednesday, November 14

Autumn is here and Visit Tybee is celebrating with its Fall Business Mix and Mingle!

MEMBER NEWS

New Members for the Week of 11/5/18

We are excited to welcome the newest members of the Savannah Area Chamber of Commerce. Please remember to do business with your fellow Chamber members!

Congratulations, Grand Openings & Member Discounts for the Week of 11/5/18

Please support your fellow Chamber members by attending these upcoming ribbon cutting and grand events, and congratulate these recipients of awards, accolades and those celebrating milestones!

Upcoming Meetings to Discuss Final Draft NewZO

As the NewZO process continues, the City of Savannah has scheduled six district town hall meetings continue the NewZO discussion. We encourage members who have further questions or interest concerning NewZO to attend one of these meetings.

Small Businesses Have New Options for Health Insurance

Access to these health coverage opportunities is an outstanding new benefit to your Chamber members. Take advantage!

City of Savannah's Job Fair is Back!

The Chamber is pleased once again to partner with the City of Savannah, Savannah Morning News, Downtown Business Association and Tourism Leadership Council to sponsor the Savannah Job Fair from 1-5 p.m.

SCORE Offers Fall/Winter "Tools to Grow Your Business" Series

Based on the enthusiastic reception of SCORE's initial "Tools to Grow your Business" workshop program, SCORE is offering this six-session fall/winter series. The next workshop, scheduled for Tuesday, November 13, will be, "Is Owning and Operating a Franchise the Right Decision for You?"

City to Propose New Restrictions on Evening Tours

The City of Savannah recently put forth a proposal that would limit all tours in certain geographic locations after 10 p.m. On November 15, at 6 p.m. in the Civic Center, a meeting will be hosted by the City to hear feedback from the community regarding the proposed restrictions. Those who are unable to attend are requested to fill out this brief survey.

Shop Small on Small Business Saturday

Small Business Saturday is approaching, so be sure to stop into Savannah's local small businesses on Saturday, November 24.



VISIT
SAVANNAH
EST.  1733

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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:30:07 PM
Subject: [MARKETING] November updates from ThreeWill...
Attachments: [MARKETING] November updates from ThreeWill.....msg

Sender: newsletter@threewill.com
Subject: [MARKETING] November updates from ThreeWill...
Message-Id:
<e5dd79ea0c08bb1df98b7f344.4e302b3c7c.20181105182946.05dda0e347.c28f8a0d@mail141.sea7
1.mcsv.net>
Recipient: bkemp@sos.ga.gov

From: Danny Ryan from ThreeWill <newsletter@threewill.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:30:03 PM
Subject: [MARKETING] November updates from ThreeWill...

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NOVEMBER 2018 NEWSLETTER

Dear Brian - It's November already and the New Year is just around the corner. Thank you for staying in touch and have a great month. Sincerely, [Danny](#).



October 2018 Office 365 Updates

Here's the latest news on video on October 2018 Office 365 updates from Microsoft including a full transcript.
(11 min watch)

Using Microsoft Teams and Yammer Together

Danny and Tommy talk about using Microsoft Teams and Yammer together for collaboration inside of ThreeWill.
(21 min listen)

"We have been doing SharePoint for almost 7 years and ThreeWill is the only consulting company we have ever recommended. ThreeWill does excellent work and really knows their craft as good as anyone."

**SR. TECHNICAL ARCHITECT (COLLABORATION AND ONLINE SERVICES),
FORTUNE 50 TELECOMMUNICATIONS COMPANY**

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Microsoft Ignite 2018 Recap

Danny talks with Tommy about his week at Microsoft Ignite 2018 including the takeaways from the conference along with key highlights from the week
(29 min listen)



ThreeWill Proud Sponsor of the Atlanta's Swim Across America

We are proud to be involved in "Swim Across America," which raised over \$700K for Pediatric Cancer Research.
(4 min read)

"We value building long-lasting partnerships with clients in a fair and honest way that is equitable to both parties. Stephen R. Covey calls these "win-win" relationships; we will look to create engagements with clients that will create success for both parties.

Being fair and honest is a big part of providing quality service to clients with high integrity. If we are to build long-lasting partnerships with our clients, we need to be explicit in our decisions and do our best to lead them down the right path. If a risk or issue becomes apparent, we will raise this with our clients to give them the opportunity to react appropriately and enable them to address the problem. Sometimes this information is difficult to share with a client, but it is key to our long-lasting partnerships."

**KIRK LIEMOHN, PRINCIPAL SOFTWARE ENGINEER –
ON OUR SHARED VALUE OF HONESTY**

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<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:24:42 PM
Subject: You appeared in talkingpointsmemo.com
Attachments: You appeared in talkingpointsmemo.com.msg

Sender: news-noreply@linkedin.com
Subject: You appeared in talkingpointsmemo.com
Message-Id: <578416035.3599945.1541442280688.JavaMail.app@lva1-app2959.prod.linkedin.com>
Recipient: bkemp@sos.ga.gov

From: LinkedIn <news-noreply@linkedin.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:24:40 PM
Subject: You appeared in talkingpointsmemo.com

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talkingpointsmemo... · 1 day ago

'Desperate Attempt': Abrams Slams Kemp's Office's Last-Minute Probe Into GA Dems

The Georgia Secretary of State's office on Sunday announced a last-minute investigation for "possible cyber crimes" into the Georgia Democratic Party. Republican gubernatorial candidate **Brian Kemp** still leads the Secretary of State's office despite being a candidate for governor. ...

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talkingpointsmemo... · 22 hours ago

GA GOP Guv Candidate Brian Kemp's Office Releases Some Info On Probe Into Dems

After announcing a last-minute probe of the Democratic Party of Georgia for "possible cyber crimes," the Georgia Secretary of State's office — which is still being led by GOP gubernatorial candidate **Brian Kemp** — released some more information on the probe Sunday

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This email was intended for Brian Kemp (Georgia Secretary of State at Georgia Secretary of State). [Learn why we included this](#).

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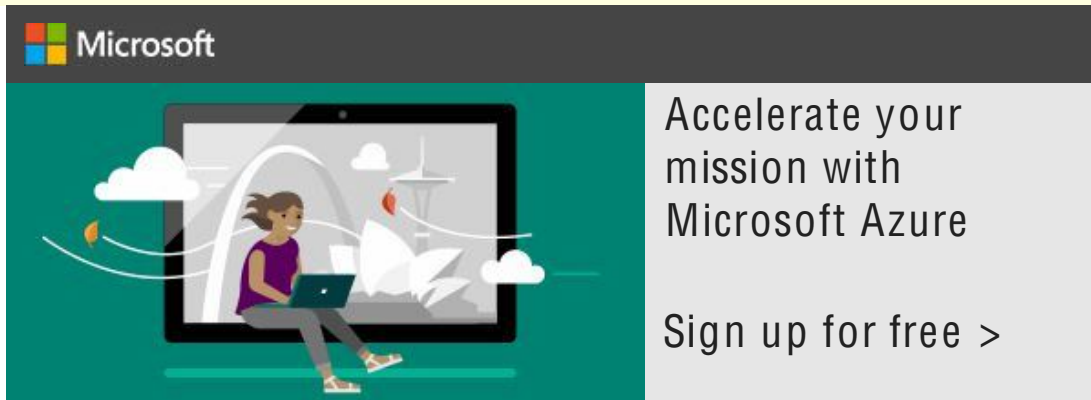
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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:00:57 PM
Subject: [MARKETING] [Webinar series] See how Microsoft Azure can accelerate nonprofit innovation
Attachments: [MARKETING] [Webinar series] See how Microsoft Azure can accelerate nonprofit innovation.msg

Sender: MicrosoftTech@e-mail.microsoft.com
Subject: [MARKETING] [Webinar series] See how Microsoft Azure can accelerate nonprofit innovation
Message-Id: <32213289-d004-4fb0-9281-35d4b096aafc@ind1s01mta782.xt.local>
Recipient: bkemp@sos.ga.gov

From: Microsoft Tech for Social Impact <MicrosoftTech@e-mail.microsoft.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 1:00:55 PM
Subject: [MARKETING] [Webinar series] See how Microsoft Azure can accelerate nonprofit innovation

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Nonprofit organizations often operate in a world of highly constrained resources. Doing more with less requires changing how you work. Microsoft is committed to helping you make a greater impact through digital transformation enabled by secure and trusted technology.

Join our Azure webinar series to learn how you can accelerate your mission in several ways:

- Integrate end-to-end data intelligence to power deep organizational insights across on-premises and cloud infrastructure
- Extend your data center and free up resources to directly contribute to your organization's mission
- Free yourself from managing your infrastructure so you can focus on delivering higher-impact applications
- Keep beneficiary and donor information safer with secure, compliant, transparent, and reliable Azure cloud solutions

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 10:02:55 AM
Subject: [BULK] Registration Closes Tomorrow: Georgia Transportation Summit
Attachments: [BULK] Registration Closes Tomorrow: Georgia Transportation Summit.msg

Sender: jennifer.head@acecga.ccsend.com
On-Behalf-Of: sasha.ugi@acecga.org
Subject: [BULK] Registration Closes Tomorrow: Georgia Transportation Summit
Message-Id:
<1131550327686.1101917508848.3752.0.1681000JL.2002@scheduler.constantcontact.com>
Recipient: bkemp@sos.ga.gov

From: ACEC Georgia <jennifer.head@acecga.ccsend.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/5/2018 10:02:40 AM

Subject: [BULK] Registration Closes Tomorrow: Georgia Transportation Summit

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**LAST CHANCE TO REGISTER FOR
THE LARGEST TRANSPORTATION
EVENT IN GEORGIA**

**THIS FRIDAY, NOVEMBER 9
7:00 A.M. - 5:00 P.M.
THE CLASSIC CENTER | ATHENS, GA**

CLICK TO REGISTER

Registration Closes Tomorrow, November 6, at Noon

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MORNING GENERAL SESSION SPEAKERS

U.S. CONGRESSMAN TOM GRAVES

U.S. CONGRESSMAN DREW FERGUSON

U.S. CONGRESSMAN ROB WOODALL

COMMISSIONER RUSSELL MCMURRY, PE, GDOT

MEG PIRKLE, PE, Chief Engineer, GDOT

DR. KOFI SMITH, President and CEO, Atlanta Airlines Terminal Corporation

GRIFF LYNCH, Executive Director, Georgia Ports Authority

CHRIS TOMLINSON, Executive Director, GRTA/SRTA/ATL

VIEW GENERAL SESSION AGENDA

You must download the "ACEC Georgia Events" app to view the afternoon Breakout Sessions' speakers and schedule.

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KEYNOTE SPEAKER

JIM RAY, SENIOR ADVISOR FOR INFRASTRUCTURE, OFFICE OF THE SECRETARY, UNITED STATES DEPARTMENT OF TRANSPORTATION



Jim Ray currently serves as Secretary Elaine Chao's Senior Advisor for Infrastructure at the United States Department of Transportation. In this capacity, Jim leads the Secretary's infrastructure agenda across all modes of transportation, sits on the Department's council on credit and finance, leads the Department's policy leadership council and supports the Department's interagency coordination efforts. Jim has over twenty years of leadership experience in the United States Department of Transportation, the White House Office of Management and Budget, on Capitol Hill and in the private sector.

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GA-SOS-19-1021-A-000172

GPI Geospatial, Inc.

Gude Management Group

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<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:52:48 AM
Subject: [BULK] City's Job Fair and Proposed New Restrictions
Attachments: [BULK] City's Job Fair and Proposed New Restrictions.msg

Sender: Info@SavannahChamber.com
Subject: [BULK] City's Job Fair and Proposed New Restrictions
Message-Id: <20181105145230.F3046300BB5D@mail.sv.b3.dmpemail1.com>
Recipient: bkemp@sos.ga.gov

From: Savannah Area Chamber of Commerce <Info@SavannahChamber.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/5/2018 9:52:30 AM

Subject: [BULK] City's Job Fair and Proposed New Restrictions

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TODAY: Savannah Job Fair

An ongoing priority for the Savannah Area Chamber has been the development of a competitive workforce that will bolster the future of our community. The Chamber is pleased once again to partner with the City of Savannah, Savannah Morning News, Savannah Downtown Business Association and Tourism Leadership Council to promote the Savannah Job Fair this afternoon at the Savannah Civic Center from 1-5 p.m. Businesses will meet qualified candidates and have opportunities for on-the-spot hiring.



[Click Image](#)

Date: Monday, November 5

Time: 1- 5 p.m.

Location: Savannah Civic Center Arena

Proposed Tour Restrictions

The City of Savannah's Office of Special Events, Film, and Tourism recently put forth a proposal that would limit all tours in certain geographic locations at or after 10 p.m. Our tourism product consists of hundreds of tour operators whose care for history and passion for Savannah are a vital part of our community's success. The appeal of night and haunted tours for our visitors generate thousands of room nights and customers to our restaurants and retail businesses.

As always, the Chamber joins the Tourism Leadership Council in believing that rational, narrowly-tailored solutions should be found to contend with valid concerns from within our community. In the case of noise complaints, there are local laws already on the books, and we support enforcing the noise ordinance in cases of disturbance at night.

On November 15, at 6 p.m. in the Civic Center, a meeting will be hosted by the City to hear feedback from the community regarding the proposed restrictions. Those who are unable to attend are requested to [fill out this brief survey](#).

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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:19:20 AM
Subject: Fraud
Attachments: Fraud.msg

Sender: [REDACTED]
Subject: Fraud
Message-Id:
<CAFWr3TE8GdkpMF40dwGhXZHy+YbD2rf4DhmFOXuuTUyD=AXc=Q@mail.gmail.com>
Recipient: bkemp@sos.ga.gov

From: Dan Moore <[REDACTED]>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:19:07 AM
Subject: Fraud

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You are a fraud.
You are a joke.
You are going to lose.
You are going to jail.

Bitch.

Come at me Bro!

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To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:18:39 AM
Subject: [MARKETING] Early Voting Is Up, Significantly. What Does That Mean for Tuesday?
Attachments: [MARKETING] Early Voting Is Up, Significantly. What Does That Mean for Tuesday?.msg

Sender: newsletters@governing.com
Subject: [MARKETING] Early Voting Is Up, Significantly. What Does That Mean for Tuesday?
Message-Id: <XYYYCYAXW\$UYXUXVAYUZZUX@mail-out.via.act-on.net>
Recipient: bkemp@sos.ga.gov

From: GOVERNING Daily <newsletters@governing.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:18:36 AM
Subject: [MARKETING] Early Voting Is Up, Significantly. What Does That Mean for Tuesday?

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FEATURED STORY FOR NOVEMBER 5, 2018

Early Voting Is Up, Significantly. What Does That Mean for Tuesday?

Turnout has already exceeded the 2014 numbers -- especially among some Democratic-leaning demographics. But there are reasons for Republican optimism, too.

LATEST GOVERNING NEWS & COMMENTARY

HEALTH & HUMAN SERVICES

As Medicaid Work Requirements Spread, More Expected to Lose Health Care

Wisconsin just got approval to implement the new rule, and it will take effect in two other states in January. Meanwhile, more than 8,000 people have lost health insurance in Arkansas -- many who may comply with the rule but not know

GA-SOS-19-1021-A-000180

about it.

POLITICS

Democrats Are Near Certain to Make Gains in State Legislatures, But How Many?

State legislatures are so red that a blue wave would only matter so much.

POLITICS

With 2020 Census Looming, Governments Face Many Unknowns

Uncertainties about resources, and a question about residents' citizenship status, are making localities more nervous than usual about not counting people.

VOICES OF THE GOVERNING INSTITUTE

Rent Control: An Old, Bad Idea That Won't Go Away

With urban rents rising sharply, there's a push to reintroduce it. But it won't fix the affordable-housing shortage.

CONTENT PROVIDED BY AT&T

Criminals collected roughly one-billion dollars from ransomware in 2016.

Counties, Cities, States, and Educational institutions are prime targets for cyber-attacks, including ransomware. Ransomware disables entire networks. It forces tough decisions with unbearable timelines and creates fear and anger among constituents.

[WATCH NOW](#)

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- **Despite Tests Showing Lead Contamination, Chicago Continued Installing Water Meters in Homes**

POLITICS

- **Without Providing Evidence, Georgia's Brian Kemp Announces Probe of State Democrats**
- **A 'Severe Burden': Georgia Ordered to Lift Voting Restrictions for New U.S. Citizens**
- **In 6 States, Environmental Ballot Measures Attract Massive Industry and Outside Cash**
- **At More Than \$284 Million, Illinois Governor's Race Will Be Most Expensive in U.S.**
- **Officials in Missouri County Mistakenly Send Letter to Some Voters Saying They Are Ineligible**

- [Utah Mayor, a National Guard Member, Is Killed in Afghanistan in Apparent Insider Attack](#)

EDUCATION

- [After Death of Football Player, University of Maryland College Park's Accreditation Under Review](#)

NEWS IN NUMBERS

29 million

People who voted early, as of Friday morning, which is more than the 27 million who voted early in 2014, the last major midterm election.

[MORE](#)

WHO SAID THAT?

"For anybody here who has an ancestor who didn't have the right to vote, and you are choosing not to vote -- wherever you are in this state, in this country -- you are dishonoring your family."

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Government agencies are being held hostage by malicious adversaries and software designed to steal data. How prepared is your organization to deal with a ransomware attack?

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:00:35 AM
Subject: You've been enrolled in training
Attachments: You've been enrolled in training.msg

Sender: do-not-reply@knowbe4.com
Subject: You've been enrolled in training
Message-Id: <5be04d015443a_92b2244bb23a83162f7@455ae7efcd1d.mail>
Recipient: bkemp@sos.ga.gov

From: KnowBe4 <do-not-reply@knowbe4.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 9:00:33 AM
Subject: You've been enrolled in training

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Brian Kemp,

You are now enrolled in GASOS Q4 Awareness Training. You must complete this training by 11/30 /2018 12:00 PM.

The assignments you've been enrolled in are displayed below:

- 2018 Safe Web Browsing
- Compliance Series: Acceptable Use Policy
- Cyber Essentials Series: Cyberbullying

Please use this link to start your training:

<https://training.knowbe4.com/login?email=bkemp@sos.ga.gov>

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 7:05:17 AM
Subject: Kim Jackson's invitation is waiting for your response
Attachments: Kim Jackson's invitation is waiting for your response.msg

Sender: messages-noreply@linkedin.com
Subject: Kim Jackson's invitation is waiting for your response
Message-Id: <1527634940.2739179.1541419484582.JavaMail.app@ltx1-app10697.prod.linkedin.com>
Recipient: bkemp@sos.ga.gov

From: Kim Jackson (via LinkedIn) <messages-noreply@linkedin.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 7:04:44 AM
Subject: Kim Jackson's invitation is waiting for your response

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.



Brian Kemp

Kim Jackson invited you to connect 5 days ago.

Accept

View Invitation

Kim Jackson

REALTOR at eXp Realty, LLC

[View profile](#)

[Unsubscribe](#) | [Help](#)

You are receiving LinkedIn notification emails.

This email was intended for Brian Kemp (Georgia Secretary of State at Georgia Secretary of State). [Learn why we included this.](#)



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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/5/2018 3:27:41 AM
Subject: Brian, you have a new suggested connection to review
Attachments: Brian, you have a new suggested connection to review.msg

Sender: messages-noreply@linkedin.com
Subject: Brian, you have a new suggested connection to review
Message-Id: <2001497317.5241263.1541406456854.JavaMail.app@ltx1-app7349.prod.linkedin.com>
Recipient: bkemp@sos.ga.gov

From: LinkedIn <messages-noreply@linkedin.com>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/5/2018 3:27:36 AM

Subject: Brian, you have a new suggested connection to review

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.



Brian Kemp



Do you know Merritt Beaver?

Yes, connect

More people you may know



Want to improve suggestions?

[Add a school](#)

Brett Harrell

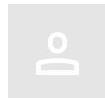
State Representative Georgia House District 106

Connect

Curt Collier

BBA at The University of Georgia

Connect



eculver Kidd

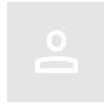
pres at mgmsi

Connect

Danielle Lewis

Administrative Assistant to the President

Connect



Don Geary

Attorney, The Geary Law Firm, P.C.

Connect

See 99+ more

[Unsubscribe](#) | [Help](#)

You are receiving LinkedIn notification emails.

This email was intended for Brian Kemp (Georgia Secretary of State at Georgia Secretary of State). [Learn why we included this.](#)



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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 12:32:00 PM
Subject: Re: AJC's Nov. 4, 2018 Open Records Request
Attachments: Re: AJC's Nov. 4, 2018 Open Records Request.msg

Sender: Jeremy.Redmon@ajc.com
Subject: Re: AJC's Nov. 4, 2018 Open Records Request
Message-Id: <1541352715117.19738@ajc.com>
Recipient: rgermany@sos.ga.gov
Recipient: bkemp@sos.ga.gov

From: Redmon, Jeremy (CMG-Atlanta) <Jeremy.Redmon@ajc.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 12:31:55 PM
Subject: Re: AJC's Nov. 4, 2018 Open Records Request

Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Thank you

Jeremy Redmon
Reporter
The Atlanta Journal-Constitution
Office:770-627-3491
Fax:404-526-5746
jredmon@ajc.com
Twitter: @jeremyredmon
Facebook: @journalistjeremyredmon
Skype: jredmonajc
www.myajc.com/staff/jeremy-redmon/

From: Kemp, Brian <bkemp@sos.ga.gov>
Sent: Sunday, November 4, 2018 12:30 PM
To: Redmon, Jeremy (CMG-Atlanta)
Cc: Germany, Ryan
Subject: Re: AJC's Nov. 4, 2018 Open Records Request

Mr. Redmon,
Mr. Germany will be handling this.

Sincerely,

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov<mailto:bkemp@sos.ga.gov>

On Nov 4, 2018, at 12:18 PM, Redmon, Jeremy (CMG-Atlanta)
<Jeremy.Redmon@ajc.com<mailto:Jeremy.Redmon@ajc.com>> wrote:

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Secretary Kemp:

This is a request for public records under Georgia's Open Records Act. Please email me the following public records concerning your office's Nov. 4 announcement that it is investigating the Georgia

Democratic Party concerning "a failed attempt to hack the state's voter registration system":

1. Any and all correspondence with police;
2. Any and all police incident reports;
3. Any and all correspondence with the Georgia Democratic Party;
4. Any and all correspondence with the Georgia Republican Party;
5. Any and all correspondence with the Federal Bureau of Investigation;
6. Any and all correspondence with the U.S. Department of Homeland Security;
7. Any and all correspondence with the Brian Kemp gubernatorial campaign;
8. Any and all correspondence with the Stacey Abrams gubernatorial campaign;
9. Your office's initial incident report;
10. Your office's initial case sheet opening the investigation;

If you have any questions concerning this request, please don't hesitate to contact me at 770-627-3491.

If you cannot email me these records, please contact me so we can set a suitable time for me to inspect these records at your office.

If you expect responding to this request will cost more than \$25, please contact me in advance and cite the basis of those costs as required by the Act.

I look forward to your response within the time required by the Act.

Thank you,

Jeremy Redmon
Reporter
The Atlanta Journal-Constitution
Office: 770-627-3491
Fax: 404-526-5746

jredmon@ajc.com<mailto:jredmon@ajc.com>

Twitter: @jeremyredmon

Facebook: @journalistjeremyredmon

Skype: jredmonajc

www.myajc.com/staff/jeremy-redmon/<https://urldefense.proofpoint.com/v2/url?u=http-

3A__www.myajc.com_staff_jeremy-

2Dredmon_&d=DwIFAg&c=QvQrCjPtO9cKGOFGYINGXQ&r=3DuHbInpKBITXrS3E92zqjU81O04PKs

PUgJEDnhz4ok&m=BHcMJpFYfQaSr6ymtqalBZr17AiH1ejwm6HMyP89WMQ&s=_KstcoLxFXY0Obri

uHcT2zuRipd8e0elpvotmT_jy0M&e=>

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Redmon, Jeremy (CMG-Atlanta)Jeremy.Redmon@ajc.com
Date: 11/4/2018 12:30:15 PM
Subject: Re: AJC's Nov. 4, 2018 Open Records Request
Attachments: Re: AJC's Nov. 4, 2018 Open Records Request.msg

Sender: bkemp@sos.ga.gov
Subject: Re: AJC's Nov. 4, 2018 Open Records Request
Message-Id: <7CA66122-85F8-4973-9C2B-3853EA3C296F@sos.ga.gov>
To: Jeremy.Redmon@ajc.com
Cc: rgermany@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Redmon, Jeremy (CMG-Atlanta)Jeremy.Redmon@ajc.com
Date: 11/4/2018 12:30:14 PM
Subject: Re: AJC's Nov. 4, 2018 Open Records Request

Mr. Redmon,
Mr. Germany will be handling this.

Sincerely,

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 4, 2018, at 12:18 PM, Redmon, Jeremy (CMG-Atlanta) <Jeremy.Redmon@ajc.com> wrote:

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Secretary Kemp:

This is a request for public records under Georgia's Open Records Act. Please email me the following public records concerning your office's Nov. 4 announcement that it is investigating the Georgia Democratic Party concerning "a failed attempt to hack the state's voter registration system":

1. Any and all correspondence with police;
2. Any and all police incident reports;
3. Any and all correspondence with the Georgia Democratic Party;
4. Any and all correspondence with the Georgia Republican Party;
5. Any and all correspondence with the Federal Bureau of Investigation;
6. Any and all correspondence with the U.S. Department of Homeland Security;
7. Any and all correspondence with the Brian Kemp gubernatorial campaign;
8. Any and all correspondence with the Stacey Abrams gubernatorial campaign;
9. Your office's initial incident report;
10. Your office's initial case sheet opening the investigation;

If you have any questions concerning this request, please don't hesitate to contact me at 770-627-3491.

If you cannot email me these records, please contact me so we can set a suitable time for me to inspect these records at your office.

If you expect responding to this request will cost more than \$25, please contact me in advance and cite the basis of those costs as required by the Act.

I look forward to your response within the time required by the Act.

Thank you,

Jeremy Redmon
Reporter
The Atlanta Journal-Constitution
Office: 770-627-3491
Fax: 404-526-5746
jredmon@ajc.com
Twitter: @jeremyredmon
Facebook: @journalistjeremyredmon
Skype: jredmonajc
www.myajc.com/staff/jeremy-redmon/

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Rep. Scott Holcombscott@repscottholcomb.com
Date: 11/4/2018 12:28:56 PM
Subject: Re: Open Records Act Request
Attachments: Re: Open Records Act Request.msg

Sender: bkemp@sos.ga.gov
Subject: Re: Open Records Act Request
Message-Id: <7B2EA4CD-E3D0-428B-8611-F9A5449BF855@sos.ga.gov>
To: scott@repscottholcomb.com
Cc: openrecords@sos.ga.gov
Cc: rgermany@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Rep. Scott Holcomb <scott@repscottholcomb.com>
Date: 11/4/2018 12:28:55 PM
Subject: Re: Open Records Act Request

Rep. Holcomb,
Mr. Germany will be handling this.

Sincerely,

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 4, 2018, at 10:58 AM, Rep. Scott Holcomb <scott@repscottholcomb.com> wrote:

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Sending a copy to this email address, too.

Thanks.

Representative Scott Holcomb
Georgia House District 81
scott@repscottholcomb.com
404-656-6372 (Capitol Office)
404-387-0373 (Cell)
Twitter: [@repscottholcomb](https://twitter.com/repscottholcomb)

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

From: **Rep. Scott Holcomb** <scott@repscottholcomb.com>
Date: Sun, Nov 4, 2018 at 10:50 AM
Subject: Open Records Act Request
To: Kemp, Brian <bkemp@sos.ga.gov>
Cc: Germany, Ryan <rgermany@sos.ga.gov>

\r\nDear Secretary Kemp: Attached please find an Open Records Act Request concerning the investigation into the cyberattack that was announced this morning. The request is pasted below for your convenience.

\r\n\r\nThanks,
Scott

\r\n\r\nDear Secretary Kemp:
The request is pasted below for your convenience.

\ri720Please accept this Open Records Act request concerning the investigation opened by the Secretary of State's Office against the Democratic Party of Georgia on November 3, 2018, as announced and reported on November 4, 2018. I request the following: 1) the initial report to the police; 2) the Secretary of State's Office's initial incident report; 3) the Secretary of State's Office's initial case sheet opening the investigation; 4) copies of all correspondence with the Federal Bureau of Investigation; 5) copies of all correspondence with the Department of Homeland Security.

\ri720

\ri720If a police report was made and you do not yet have a copy, please provide the name of the law enforcement agency to which the alleged crime or crimes were reported.

\ri720

Representative Scott Holcomb

Georgia House District 81

scott@repsscottholcomb.com

404-656-6372 (Capitol Office)

404-387-0373 (Cell)

Twitter: [@repsscottholcomb](https://twitter.com/repsscottholcomb)

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Germany, Ryan <rgermany@sos.ga.gov>
Date: 11/4/2018 12:27:39 PM
Subject: Re: Potential attempted cyberattack on online voter registration page

Thank you!

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 4, 2018, at 10:05 AM, Germany, Ryan <rgermany@sos.ga.gov> wrote:

See below from DHS. Nothing from FBI yet.

—
Ryan Germany
678-672-9230

Begin forwarded message:

From: NCCIC Mission Manager <nccicmissionmanager@hq.dhs.gov>
Date: November 4, 2018 at 10:00:47 AM EST
To: NCCIC Mission Manager <nccicmissionmanager@hq.dhs.gov>, "rgermany@sos.ga.gov" <rgermany@sos.ga.gov>
Cc: "Hale, Geoffrey" <Geoffrey.Hale@hq.dhs.gov>, "Walker, Klint" <klint.walker@hq.dhs.gov>, "Blumenthal, Nathan" <Nathan.Blumenthal@hq.dhs.gov>, "Masterson, Matthew" <matthew.masterson@hq.dhs.gov>, "Bristow, Mark R" <Mark.Bristow@hq.dhs.gov>, "Homer, Jonathan" <Jonathan.Homer@hq.dhs.gov>, HIRT_IMG <HIRT_IMG@hq.dhs.gov>
Subject: RE: Potential attempted cyberattack on online voter registration page

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Good morning, Mr. Germany

I'm the DHS Mission Manager for elections, and wanted to let you know that DHS stands ready to assist if needed.

Thank you,

Selam

Selam Kidane
Cyber Operations Planner/Elections Mission Manager
Operations Planning & Coordination
National Cybersecurity and Communications Integration Center (NCCIC)
Department of Homeland Security

From: "Germany, Ryan" <rgermany@sos.ga.gov>

Date: November 3, 2018 at 11:47:25 PM EDT

To: "Masterson, Matthew" <matthew.masterson@hq.dhs.gov>, "Hunt, Chad R. (AT) (FBI)" <chunt@fbi.gov>

Cc: "Walker, David" <David.Walker@HQ.DHS.GOV>, "Walker, Klint" <klint.walker@hq.dhs.gov>, "Smith, Lorri" <lorrismith@sos.ga.gov>

Subject: FW: FW: Potential attempted cyberattack on online voter registration page

Matt and Chad,

I wanted to let you know about the below email I received this evening. This is separate from the earlier issue that Chad emailed about, but it did come from one of the plaintiffs lawyers in an ongoing lawsuit against our office and looks like it got to them through the Georgia Democratic Party. They allege two issues. The first is not concerning to us, but the second is more problematic. The attached file is what was included in the initial email I was sent.

The first issue they allege is that pulling up your absentee ballot information on the Georgia My Voter Page leads to a URL that contains your voter registration number and changing the registration number in that URL to someone else's number lets you pull up their absentee ballot information. This information is all public and is contained in the absentee voter file that is posted every day. We are not concerned about this.

The second issue is more concerning, and it involves our online voter registration (OLVR) page. If you do not have a Georgia driver's license and you seek to use OLVR, you fill out your information and the application puts in into a voter registration form that you can then print or email to yourself. They allege that a URL can be found during this process that contains a sequential unique identifier, and that changing this identifier by one can show you someone else's application. Fortunately, these applications do not contain PII because there is only space for the last 4 digits of your social and there is not even a place to put in driver's license number (because if you had a DL#, you would be going through the other process). We researched internally and also sent to our system vendor and security vendor to research. We have not been able to replicate the filings, and our vendor's research shows that the only way to accomplish this on the site is using tools designed to attack websites, which is what we fear is happening here.

Our vendor is making changes tonight to resolve the issue and is reviewing logs, but after our initial research it seems that we are dealing with an intentional attempt to hack a website. We are discussing further with our vendors in the morning, and I can discuss with you tomorrow as well. I think we could use some help figuring out where this is coming from and what exactly it is.

Thanks,
Ryan

--

C. Ryan Germany

Office of Georgia Secretary of State Brian P. Kemp

Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

This message is intended exclusively for the individual or entity to which it is addressed. This communication may contain information that is proprietary, privileged, confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of

it. If you have received this message in error, please notify the sender immediately by e-mail and delete all copies of the message.

From: Bruce Brown [mailto:bbrown@brucebrownlaw.com]
Sent: Saturday, November 03, 2018 7:11 PM
To: John Salter <john@barneslawgroup.com>; Roy Barnes <roy@barneslawgroup.com>; rich@demillo.com
Subject: Fwd: Potential cyber-vulnerability on SOS Voter page

See prior email. I am sending again to make sure you also got the attachment.

Begin forwarded message:

From: <rich@demillo.com>
Date: November 3, 2018 at 6:10:06 PM EDT
To: "Bruce Brown" <bbrown@brucebrownlaw.com>
Subject: FW: Potential cyber-vulnerability on SOS Voter page

Bruce,

With reference to our discussion, I am forwarding an email from Sara Ghazal with an attached json test file that upon inspection appears to contain exactly the vulnerability described by Rachel Small's embedded email to Sara. The My Voter Page of the SOS site accepts a URL like the one in the file. I have not attempted to run this test, but, if successful, it is as Sara says a massive vulnerability. I have also forwarded to national intelligence officials.

Rich DeMillo

From: Sara Ghazal <saratg@georgiademocrat.org>
Sent: Saturday, November 3, 2018 11:43 AM
To: rich@demillo.com; wenke.lee@gmail.com
Subject: Potential cyber-vulnerability on SOS Voter page

Dear Rich and Wenke,

I hope you both are well, and do not mind that I am reaching out to you directly.

We received an email today with the attached data. If this report is accurate, it is a massive vulnerability. I do not have the sort of technical background to evaluate it properly.

Thank you for your time, and I look forward to hearing from you. I also hope you both might be available AFTER November 6 to have a longer conversation about election security and election systems.

Best regards,
Sara

Sara Tindall Ghazal
Voter Protection Director
Democratic Party of Georgia
www.georgiademocrat.org
Direct: 678-278-2016 x 506

Georgia Voter Protection Hotline: 888-730-5816

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

From: **Rachel Small** <rachelsmall25@gmail.com>
Date: Sat, Nov 3, 2018 at 11:18 AM
Subject: Fwd: SOS Voter page issue details
To: Sara Ghazal <saratg@georgiademocrat.org>

I've attached a postman file which shows details on the two issues I've discovered. The first issue is with the MY Voter Page site. It has a url to download sample ballots and poll cards; however, the url allows you to download any file on the system. The second issue is with the online voter registration. On that site, you can download a form to print and mail your registration to the local election office. That url contains an ID number for your request. If you change that ID #, which is just a counter - ie 1, 2, 3, ..., you can download anyones data and that includes lots of PII (ie drivers license and last 4 of Ssn).

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Germany, Ryanrgermany@sos.ga.gov
Date: 11/4/2018 12:18:10 PM
Subject: AJC's Nov. 4, 2018 Open Records Request
Attachments: AJC's Nov. 4, 2018 Open Records Request.msg

Sender: Jeremy.Redmon@ajc.com
Subject: AJC's Nov. 4, 2018 Open Records Request
Message-Id: <1541351884580.10155@ajc.com>
Recipient: bkemp@sos.ga.gov
Recipient: rgermany@sos.ga.gov

From: Redmon, Jeremy (CMG-Atlanta) <Jeremy.Redmon@ajc.com>
To: Kemp, Brianbkemp@sos.ga.gov
Germany, Ryanrgermany@sos.ga.gov
Date: 11/4/2018 12:18:05 PM
Subject: AJC's Nov. 4, 2018 Open Records Request

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Secretary Kemp:

This is a request for public records under Georgia's Open Records Act. Please email me the following public records concerning your office's Nov. 4 announcement that it is investigating the Georgia Democratic Party concerning a failed attempt to hack the state's voter registration system:

1. Any and all correspondence with police;
2. Any and all police incident reports;
3. Any and all correspondence with the Georgia Democratic Party;
4. Any and all correspondence with the Georgia Republican Party;
5. Any and all correspondence with the Federal Bureau of Investigation;
6. Any and all correspondence with the U.S. Department of Homeland Security;
7. Any and all correspondence with the Brian Kemp gubernatorial campaign;
8. Any and all correspondence with the Stacey Abrams gubernatorial campaign;
9. Your office's initial incident report;
10. Your office's initial case sheet opening the investigation;

If you have any questions concerning this request, please don't hesitate to contact me at 770-627-3491.

If you cannot email me these records, please contact me so we can set a suitable time for me to inspect these records at your office.

If you expect responding to this request will cost more than \$25, please contact me in advance and cite the basis of those costs as required by the Act.

I look forward to your response within the time required by the Act.

Thank you,

Jeremy Redmon
Reporter
The Atlanta Journal-Constitution
Office: 770-627-3491
Fax: 404-526-5746
jredmon@ajc.com
Twitter: @jeremylredmon
Facebook: @journalistjeremyredmon
Skype: jredmonajc
www.myajc.com/staff/jeremy-redmon/

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 10:50:22 AM
Subject: Open Records Act Request
Attachments: Open Records Act Request.msg

Sender: scott@repscottholcomb.com
Subject: Open Records Act Request
Message-Id:
<CAPS1j5QdN4aM1gWNtnC+uqMGrDS2qUPLQH=q8EeonQM+8MD15w@mail.gmail.com>
Recipient: bkemp@sos.ga.gov

From: Rep. Scott Holcomb <scott@repsscottholcomb.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 10:50:06 AM
Subject: Open Records Act Request
Attachments: Letter to Kemp re cyberattack 11.3.18.pdf

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

\ri720Dear Secretary Kemp: Attached please find an Open Records Act Request concerning the investigation into the cyberattack that was announced this morning. The request is pasted below for your convenience.

\ri720
\ri720Thanks,
\ri720Scott

\ri720
\ri720Dear Secretary Kemp:
\ri720

\ri720Please accept this Open Records Act request concerning the investigation opened by the Secretary of State's Office against the Democratic Party of Georgia on November 3, 2018, as announced and reported on November 4, 2018. I request the following: 1) the initial report to the police; 2) the Secretary of State's Office's initial incident report; 3) the Secretary of State's Office's initial case sheet opening the investigation; 4) copies of all correspondence with the Federal Bureau of Investigation; 5) copies of all correspondence with the Department of Homeland Security.

\ri720
\ri720If a police report was made and you do not yet have a copy, please provide the name of the law enforcement agency to which the alleged crime or crimes were reported.

\ri720

Representative Scott Holcomb
Georgia House District 81
scott@repsscottholcomb.com
404-656-6372 (Capitol Office)
404-387-0373 (Cell)
Twitter: @repsscottholcomb



House of Representatives

SCOTT HOLCOMB
REPRESENTATIVE, DISTRICT 81
2306 BRIARCLIFF COMMONS
ATLANTA, GEORGIA 30345
(404) 387-0373 (C)
scott@repsscottholcomb.com

COVERDELL LEGISLATIVE OFFICE BUILDING, ROOM 511E
ATLANTA, GEORGIA 30334
(404) 656-6372

STANDING
COMMITTEES:

DEFENSE AND VETERANS AFFAIRS
HIGHER EDUCATION
JUVENILE JUSTICE
PUBLIC SAFETY AND
HOMELAND SECURITY
JUDICIARY

November 4, 2018

VIA EMAIL

The Honorable Brian Kemp
Georgia State Capitol, #214
Atlanta, GA 30334

Re: Investigation into Cyberattack on November 3, 2018

Dear Secretary Kemp:

Please accept this Open Records Act request concerning the investigation opened by the Secretary of State's Office against the Democratic Party of Georgia on November 3, 2018, as announced and reported on November 4, 2018. I request the following: 1) the initial report to the police; 2) the Secretary of State's Office's initial incident report; 3) the Secretary of State's Office's initial case sheet opening the investigation; 4) copies of all correspondence with the Federal Bureau of Investigation; 5) copies of all correspondence with the Department of Homeland Security.

If a police report was made and you do not yet have a copy, please provide the name of the law enforcement agency to which the alleged crime or crimes were reported.

Thank you.

Sincerely,

Scott Holcomb

cc:

Ryan Germany, Esq. (via email)

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 10:50:20 AM
Subject: Open Records Act Request
Attachments: Open Records Act Request.msg

Sender: scott@repsscottholcomb.com
Subject: Open Records Act Request
Message-Id:
<CAPS1j5QdN4aM1gWNtnC+uqMGrDS2qUPLQH=q8EeonQM+8MD15w@mail.gmail.com>
Recipient: rgermany@sos.ga.gov

From: Rep. Scott Holcomb <scott@repsscottholcomb.com>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 10:50:06 AM
Subject: Open Records Act Request
Attachments: Letter to Kemp re cyberattack 11.3.18.pdf

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

\ri720Dear Secretary Kemp: Attached please find an Open Records Act Request concerning the investigation into the cyberattack that was announced this morning. The request is pasted below for your convenience.

\ri720
\ri720Thanks,
\ri720Scott

\ri720
\ri720Dear Secretary Kemp:
\ri720

\ri720Please accept this Open Records Act request concerning the investigation opened by the Secretary of State's Office against the Democratic Party of Georgia on November 3, 2018, as announced and reported on November 4, 2018. I request the following: 1) the initial report to the police; 2) the Secretary of State's Office's initial incident report; 3) the Secretary of State's Office's initial case sheet opening the investigation; 4) copies of all correspondence with the Federal Bureau of Investigation; 5) copies of all correspondence with the Department of Homeland Security.

\ri720
\ri720If a police report was made and you do not yet have a copy, please provide the name of the law enforcement agency to which the alleged crime or crimes were reported.

\ri720

Representative Scott Holcomb
Georgia House District 81
scott@repsscottholcomb.com
404-656-6372 (Capitol Office)
404-387-0373 (Cell)
Twitter: [@repsscottholcomb](https://twitter.com/repsscottholcomb)



House of Representatives

SCOTT HOLCOMB
REPRESENTATIVE, DISTRICT 81
2306 BRIARCLIFF COMMONS
ATLANTA, GEORGIA 30345
(404) 387-0373 (C)
scott@repsscottholcomb.com

COVERDELL LEGISLATIVE OFFICE BUILDING, ROOM 511E
ATLANTA, GEORGIA 30334
(404) 656-6372

STANDING
COMMITTEES:

DEFENSE AND VETERANS AFFAIRS
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JUDICIARY

November 4, 2018

VIA EMAIL

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Georgia State Capitol, #214
Atlanta, GA 30334

Re: *Investigation into Cyberattack on November 3, 2018*

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Please accept this Open Records Act request concerning the investigation opened by the Secretary of State's Office against the Democratic Party of Georgia on November 3, 2018, as announced and reported on November 4, 2018. I request the following: 1) the initial report to the police; 2) the Secretary of State's Office's initial incident report; 3) the Secretary of State's Office's initial case sheet opening the investigation; 4) copies of all correspondence with the Federal Bureau of Investigation; 5) copies of all correspondence with the Department of Homeland Security.

If a police report was made and you do not yet have a copy, please provide the name of the law enforcement agency to which the alleged crime or crimes were reported.

Thank you.

Sincerely,

Scott Holcomb

cc:

Ryan Germany, Esq. (via email)

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Harvey, Chriswharvey@sos.ga.gov
Rayburn, Kevinkrayburn@sos.ga.gov
Lewis, Russellrlewis@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
Date: 11/4/2018 10:05:19 AM
Subject: Fwd: Potential attempted cyberattack on online voter registration page
Attachments: Fwd: Potential attempted cyberattack on online voter registration page.msg

Sender: rgermany@sos.ga.gov
Subject: Fwd: Potential attempted cyberattack on online voter registration page
Message-Id: <251B0D48-9145-4836-963F-DA97E648F716@sos.ga.gov>
To: wharvey@sos.ga.gov
To: krayburn@sos.ga.gov
To: rlewis@sos.ga.gov
To: bkemp@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov
Cc: CBroce@sos.ga.gov

From: Germany, Ryan <rgermany@sos.ga.gov>

To: Harvey, Chriswharvey@sos.ga.gov
Rayburn, Kevinkrayburn@sos.ga.gov
Lewis, Russellrlewis@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov

Date: 11/4/2018 10:05:13 AM

Subject: Fwd: Potential attempted cyberattack on online voter registration page

See below from DHS. Nothing from FBI yet.

—
Ryan Germany
678-672-9230

Begin forwarded message:

From: NCCIC Mission Manager <nccicmissionmanager@hq.dhs.gov>

Date: November 4, 2018 at 10:00:47 AM EST

To: NCCIC Mission Manager <nccicmissionmanager@hq.dhs.gov>, "rgermany@sos.ga.gov" <rgermany@sos.ga.gov>

Cc: "Hale, Geoffrey" <Geoffrey.Hale@hq.dhs.gov>, "Walker, Klint" <klint.walker@hq.dhs.gov>, "Blumenthal, Nathan" <Nathan.Blumenthal@hq.dhs.gov>, "Masterson, Matthew" <matthew.masterson@hq.dhs.gov>, "Bristow, Mark R" <Mark.Bristow@hq.dhs.gov>, "Homer, Jonathan" <Jonathan.Homer@hq.dhs.gov>, HIRT_IMG <HIRT_IMG@hq.dhs.gov>

Subject: RE: Potential attempted cyberattack on online voter registration page

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Good morning, Mr. Germany

I'm the DHS Mission Manager for elections, and wanted to let you know that DHS stands ready to assist if needed.

Thank you,

Selam

Selam Kidane

Cyber Operations Planner/Elections Mission Manager

Operations Planning & Coordination

National Cybersecurity and Communications Integration Center (NCCIC)

Department of Homeland Security

703-235-8811 (U) | 766-9732 (TS) | 805-757-9578 (C)

Selam.Kidane@hq.dhs.gov | stkidane@dhs.ic.gov | OPC@hq.dhs.gov

From: "Germany, Ryan" <rgermany@sos.ga.gov>

Date: November 3, 2018 at 11:47:25 PM EDT

To: "Masterson, Matthew" <matthew.masterson@hq.dhs.gov>, "Hunt, Chad R. (AT) (FBI)"

GA-SOS-19-1021-A-000213

<chunt@fbi.gov>

Cc: "Walker, David" <David.Walker@HQ.DHS.GOV>, "Walker, Klint" <klint.walker@hq.dhs.gov>, "Smith, Lorri" <lorrismith@sos.ga.gov>

Subject: FW: FW: Potential attempted cyberattack on online voter registration page

Matt and Chad,

I wanted to let you know about the below email I received this evening. This is separate from the earlier issue that Chad emailed about, but it did come from one of the plaintiffs lawyers in an ongoing lawsuit against our office and looks like it got to them through the Georgia Democratic Party. They allege two issues. The first is not concerning to us, but the second is more problematic. The attached file is what was included in the initial email I was sent.

The first issue they allege is that pulling up your absentee ballot information on the Georgia My Voter Page leads to a URL that contains your voter registration number and changing the registration number in that URL to someone else's number lets you pull up their absentee ballot information. This information is all public and is contained in the absentee voter file that is posted every day. We are not concerned about this.

The second issue is more concerning, and it involves our online voter registration (OLVR) page. If you do not have a Georgia driver's license and you seek to use OLVR, you fill out your information and the application puts in into a voter registration form that you can then print or email to yourself. They allege that a URL can be found during this process that contains a sequential unique identifier, and that changing this identifier by one can show you someone else's application. Fortunately, these applications do not contain PII because there is only space for the last 4 digits of your social and there is not even a place to put in driver's license number (because if you had a DL#, you would be going through the other process). We researched internally and also sent to our system vendor and security vendor to research. We have not been able to replicate the filings, and our vendor's research shows that the only way to accomplish this on the site is using tools designed to attack websites, which is what we fear is happening here.

Our vendor is making changes tonight to resolve the issue and is reviewing logs, but after our initial research it seems that we are dealing with an intentional attempt to hack a website. We are discussing further with our vendors in the morning, and I can discuss with you tomorrow as well. I think we could use some help figuring out where this is coming from and what exactly it is.

Thanks,
Ryan

--

C. Ryan Germany

Office of Georgia Secretary of State Brian P. Kemp

Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

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From: Bruce Brown [mailto:bbrown@brucebrownlaw.com]

Sent: Saturday, November 03, 2018 7:11 PM

To: John Salter <john@barneslawgroup.com>; Roy Barnes <roy@barneslawgroup.com>;

rich@demillo.com

Subject: Fwd: Potential cyber-vulnerability on SOS Voter page

See prior email. I am sending again to make sure you also got the attachment.

Begin forwarded message:

From: <rich@demillo.com>
Date: November 3, 2018 at 6:10:06 PM EDT
To: "Bruce Brown" <bbrown@brucebrownlaw.com>
Subject: FW: Potential cyber-vulnerability on SOS Voter page

Bruce,

With reference to our discussion, I am forwarding an email from Sara Ghazal with an attached json test file that upon inspection appears to contain exactly the vulnerability described by Rachel Small's embedded email to Sara. The My Voter Page of the SOS site accepts a URL like the one in the file. I have not attempted to run this test, but, if successful, it is as Sara says a massive vulnerability. I have also forwarded to national intelligence officials.

Rich DeMillo

From: Sara Ghazal <saratg@georgiademocrat.org>
Sent: Saturday, November 3, 2018 11:43 AM
To: rich@demillo.com; wenke.lee@gmail.com
Subject: Potential cyber-vulnerability on SOS Voter page

Dear Rich and Wenke,

I hope you both are well, and do not mind that I am reaching out to you directly.

We received an email today with the attached data. If this report is accurate, it is a massive vulnerability. I do not have the sort of technical background to evaluate it properly.

Thank you for your time, and I look forward to hearing from you. I also hope you both might be available AFTER November 6 to have a longer conversation about election security and election systems.

Best regards,
Sara

Sara Tindall Ghazal
Voter Protection Director
Democratic Party of Georgia
www.georgiademocrat.org
Direct: 678-278-2016 x 506

Georgia Voter Protection Hotline: 888-730-5816

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

From: **Rachel Small** <rachelsmall25@gmail.com>

Date: Sat, Nov 3, 2018 at 11:18 AM

Subject: Fwd: SOS Voter page issue details

To: Sara Ghazal <saratg@georgiademocrat.org>

I've attached a postman file which shows details on the two issues I've discovered. The first issue is with the MY Voter Page site. It has a url to download sample ballots and poll cards; however, the url allows you to download any file on the system. The second issue is with the online voter registration. On that site, you can download a form to print and mail your registration to the local election office. That url contains an ID number for your request. If you change that ID #, which is just a counter - ie 1, 2, 3, ..., you can download anyones data and that includes lots of PII (ie drivers license and last 4 of Ssn).

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Germany, Ryanrgermany@sos.ga.gov
Date: 11/3/2018 10:37:27 PM
Subject: Re: Allegations re. MVP and OLVR
Attachments: Re: Allegations re. MVP and OLVR.msg

Sender: bkemp@sos.ga.gov
Subject: Re: Allegations re. MVP and OLVR
Message-Id: <993C9418-AEF4-483B-882C-4D0449C6C879@sos.ga.gov>
To: rgermany@sos.ga.gov
Cc: CBroce@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov
Cc: john@barneslawgroup.com

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Germany, Ryan <rgermany@sos.ga.gov>
Date: 11/3/2018 10:37:26 PM
Subject: Re: Allegations re. MVP and OLVR

Thanks!

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 3, 2018, at 10:01 PM, Germany, Ryan <rgermany@sos.ga.gov> wrote:

Brian,

As we discussed. We are still looking into this and will keep you in the loop.

Ryan

From: Bruce Brown [<mailto:bbrown@brucebrownlaw.com>]
Sent: Saturday, November 03, 2018 7:11 PM
To: John Salter <john@barneslawgroup.com>; Roy Barnes <roy@barneslawgroup.com>; rich@demillo.com
Subject: Fwd: Potential cyber-vulnerability on SOS Voter page

See prior email. I am sending again to make sure you also got the attachment.

Begin forwarded message:

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Direct: 678-278-2016 x 506

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To: Sara Ghazal <saratg@georgiademocrat.org>

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Barnes Law Group does not give tax advice.

2 Attachments

--

C. Ryan Germany
General Counsel
Assistant Commissioner of Securities & Charities
Office of Georgia Secretary of State Brian P. Kemp
Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/3/2018 10:01:06 PM
Subject: Allegations re. MVP and OLVR
Attachments: Allegations re. MVP and OLVR.msg

Sender: rgermany@sos.ga.gov
Subject: Allegations re. MVP and OLVR
Message-Id: <356b567742fc4eedbda7b6dda2e8fa53@ATLMAIL01.sos.state.ga.us>
To: bkemp@sos.ga.gov
Cc: CBroce@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov
Cc: john@barneslawgroup.com

From: Germany, Ryan <rgermany@sos.ga.gov>
To: Kemp, Brian <bkemp@sos.ga.gov>
Date: 11/3/2018 10:01:00 PM
Subject: Allegations re. MVP and OLVR

Brian,

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Subject: Fwd: SOS Voter page issue details

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2 Attachments

--

C. Ryan Germany

General Counsel

Assistant Commissioner of Securities & Charities

Office of Georgia Secretary of State Brian P. Kemp

Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

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From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/3/2018 8:35:56 PM
Subject: [BULK] Your quarterly Retirement Update
Attachments: [BULK] Your quarterly Retirement Update.msg

Sender: notice@mail.financialengines.com
Subject: [BULK] Your quarterly Retirement Update
Message-Id: <35024a6d-c469-4d53-b54a-165f96e1b518@ind1s06mta970.xt.local>
Recipient: bkemp@sos.ga.gov

From: Alight Financial Advisors, LLC <notice@mail.financialengines.com>
 To: Kemp, Brianbkemp@sos.ga.gov
 Date: 11/3/2018 8:35:54 PM
 Subject: [BULK] Your quarterly Retirement Update

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1.877.342.7339 and select the Investment Advice option in the menu,
 business days from 9 a.m. to 9 p.m., ET

Quarterly Retirement Update

for Brian Kemp

Hi Brian! Investing and planning for retirement can be complicated. That's why State of Georgia offers Alight Financial Advisors as a benefit.

We help make your retirement plan work for you with a personalized investment strategy that can help turn your savings into the retirement income you need.

Balance Decreased¹
 State of Georgia Account

↓-1.6%

Period August 1, 2018 - November 1, 2018

[See Details >](#)

Is this enough for you to retire?

We estimate that you will need about \$99,000 per year in retirement.

Does this sound about right to you? Tell us your goal, or if you're unsure, use our simple calculator to help you estimate your goal.

Set your retirement goal

>



Invest wisely. Retire Well.

We have different types of help options, choose what is right for you.

[See how we can help](#)



1) The information in your account summary is only for the account(s) that you have associated with your retirement goal and that we know about. You should review the information in Online Advice under the "Your Profile" tab periodically to ensure that the information is accurate and to make any necessary changes. If you own investments that we were unable to model, Alight Financial Advisors, LLC does not analyze those investments and they are not included.

If you hold assets in your plan's self-directed brokerage option within the plan, then those assets are not automatically included in your account balance, and are not used for your retirement forecast or when generating advice. If you link the account manually, it will be included in your forecast and advice.

Alight Financial Advisors, LLC relies on information provided by you to create this analysis. The information and the analysis may change over time. Alight Financial Advisors, LLC assumes no duty to update and does not warrant the data's accuracy or timeliness. Any analysis is provided for informational purposes only.

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Alight Financial Advisors, LLC, c/o Financial Engines, 4742 North 24th Street, Suite 270, Phoenix AZ 85016

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T19688

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Germany, Ryanrgermany@sos.ga.gov
Date: 11/6/2018 7:51:29 PM
Subject: Re: Order on Holding Precincts Open
Attachments: Re: Order on Holding Precincts Open.msg

Sender: bkemp@sos.ga.gov
Subject: Re: Order on Holding Precincts Open
Message-Id: <787DB74F-F1F6-4A34-B16F-882560F6EC60@sos.ga.gov>
To: rgermany@sos.ga.gov
Cc: wharvey@sos.ga.gov
Cc: krayburn@sos.ga.gov
Cc: CBroce@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Germany, Ryan <rgermany@sos.ga.gov>
Date: 11/6/2018 7:51:28 PM
Subject: Re: Order on Holding Precincts Open

Got it! Thanks!

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 6, 2018, at 7:19 PM, Germany, Ryan <rgermany@sos.ga.gov> wrote:

I misspoke. Annistown is open until 9:25 p.m.

—

Ryan Germany
678-672-9230

On Nov 6, 2018, at 6:59 PM, Germany, Ryan <rgermany@sos.ga.gov> wrote:

John Barrow filed an emergency TRO over the Gwinnett issues. Gwinnett County judge ordered:

Annistown Precinct- Number 002: open until 7:30 p.m.

Anderson-Livsey Precinct, Number 122: open until 7:30 p.m.

Harbins Precinct, Number 001: open until 7:14 p.m.

--

C. Ryan Germany
Office of Georgia Secretary of State Brian P. Kemp
Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

This message is intended exclusively for the individual or entity to which it is addressed. This communication may contain information that is proprietary, privileged, confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately by e-mail and delete all copies of the message.

From: Bryan Tyson <bryan@tysonstrategies.com>
Sent: Tuesday, November 6, 2018 6:50 PM
To: Germany, Ryan <rgermany@sos.ga.gov>; Anne Lewis <awl@sblaw.net>; Vincent Russo <vrusso@robbinsfirm.com>
Subject: Order on Holding Precincts Open

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Here's the order in case anyone doesn't have it.

Bryan P. Tyson
Principal

P.O. Box 73053
Marietta, GA 30007
404.219.3160
bryan@tysonstrategies.com

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Harvey, Chriswharvey@sos.ga.gov
Rayburn, Kevinkrayburn@sos.ga.gov
Broce, CandiceCBroce@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 7:19:13 PM
Subject: Re: Order on Holding Precincts Open
Attachments: Re: Order on Holding Precincts Open.msg

Sender: rgermany@sos.ga.gov
Subject: Re: Order on Holding Precincts Open
Message-Id: <2BB2C9F6-D2B7-4F22-8FAA-7122345E02F6@sos.ga.gov>
To: wharvey@sos.ga.gov
To: krayburn@sos.ga.gov
To: CBroce@sos.ga.gov
To: bkemp@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov

From: Germany, Ryan <rgermany@sos.ga.gov>
To: Harvey, Chriswharvey@sos.ga.gov
Rayburn, Kevinkrayburn@sos.ga.gov
Broce, CandiceCBroce@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 7:19:09 PM
Subject: Re: Order on Holding Precincts Open
Attachments: image001.png

I misspoke. Annistown is open until 9:25 p.m.

—
Ryan Germany
678-672-9230

On Nov 6, 2018, at 6:59 PM, Germany, Ryan <rgermany@sos.ga.gov> wrote:

John Barrow filed an emergency TRO over the Gwinnett issues. Gwinnett County judge ordered:

Annistown Precinct- Number 002: open until 7:30 p.m.

Anderson-Livsey Precinct, Number 122: open until 7:30 p.m.

Harbins Precinct, Number 001: open until 7:14 p.m.

--

C. Ryan Germany
Office of Georgia Secretary of State Brian P. Kemp
Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

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From: Bryan Tyson <bryan@tysonstrategies.com>
Sent: Tuesday, November 6, 2018 6:50 PM
To: Germany, Ryan <rgermany@sos.ga.gov>; Anne Lewis <awl@sblaw.net>; Vincent Russo <vrusso@robbinsfirm.com>
Subject: Order on Holding Precincts Open

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Here's the order in case anyone doesn't have it.

Bryan P. Tyson
Principal

Marietta, GA 30007
404.219.3160
bryan@tysonstrategies.com



From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 7:09:15 PM
Subject: Automatic reply: Important Election Day Issues
Attachments: Automatic reply: Important Election Day Issues.msg

Sender: laden@naacpldf.org
Subject: Automatic reply: Important Election Day Issues
Message-Id:
<390a6cb7779c4f58bc1457c884e475eb@BN3PR18MB0612.namprd18.prod.outlook.com>
Recipient: bkemp@sos.ga.gov

From: Leah Aden <laden@naacpldf.org>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 7:09:12 PM
Subject: Automatic reply: Important Election Day Issues

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Thank you for your message. I am out of the office on business travel on Monday, November 5 through Wednesday, November 7. I will respond to your message as soon as possible.

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Harvey, Chriswharvey@sos.ga.gov
Rayburn, Kevinkrayburn@sos.ga.gov
Broce, CandiceCBroce@sos.ga.gov
Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 6:59:44 PM
Subject: FW: Order on Holding Precincts Open
Attachments: FW: Order on Holding Precincts Open.msg

Sender: rgermany@sos.ga.gov
Subject: FW: Order on Holding Precincts Open
Message-Id: <e46d9056088d4afaacd41a65b8b8598b@ATLMAIL01.sos.state.ga.us>
To: wharvey@sos.ga.gov
To: krayburn@sos.ga.gov
To: CBroce@sos.ga.gov
To: bkemp@sos.ga.gov
Cc: lorrismith@sos.ga.gov
Cc: jsimmons@sos.ga.gov

From: Germany, Ryan <rgermany@sos.ga.gov>
To: Harvey, Chris <wharvey@sos.ga.gov>
Rayburn, Kevin <krayburn@sos.ga.gov>
Broce, Candice <CBroce@sos.ga.gov>
Kemp, Brian <bkemp@sos.ga.gov>
Date: 11/6/2018 6:59:43 PM
Subject: FW: Order on Holding Precincts Open
Attachments: Order on TRO - Gwinnett Precincts - 11-6-2018.pdf

John Barrow filed an emergency TRO over the Gwinnett issues. Gwinnett County judge ordered:

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Anderson-Livsey Precinct, Number 122: open until 7:30 p.m.

Harbins Precinct, Number 001: open until 7:14 p.m.

--

C. Ryan Germany
Office of Georgia Secretary of State Brian P. Kemp
Office: (404) 657-7778 | Cell: (678) 672-9230 | rgermany@sos.ga.gov

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Subject: Order on Holding Precincts Open

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Here's the order in case anyone doesn't have it.

Bryan P. Tyson
Principal



P.O. Box 73053
Marietta, GA 30007
404.219.3160
bryan@tysonstrategies.com

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

JOHN J. BARROW,

Plaintiff,

v.

STEPHEN DAY, et al.,

Defendants.

Case No. 18-A-09615-7

Filed in Open Court
This 6th Day of November, 2018.
Walter W. Hall
JUDGE, GWINNETT SUPERIOR COURT

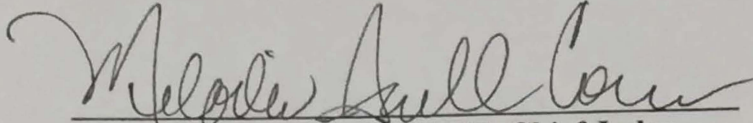
ORDER ON TRO REQUEST

Plaintiff's emergency request for TRO came on for emergency hearing at 5 p.m. on November 6, 2018. Counsel for Plaintiff, Counsel for the County Defendants, Counsel for purported intervenors Matt Johnson and the GOP were present. Counsel for Plaintiff orally dismissed Defendant Kemp in his official capacity. After consideration of the request, evidence, argument, all matters of record, as well as the applicable and controlling authority, the Court finds and concludes as follows:

During time periods when express polls were not functioning properly, voters were provided provisional ballots with a memorandum attached thereto. Advice to voters in the memorandum does not fully comply with O.C.G.A. §21-2-418(h) in that it is misleading on whether their vote on the 'provisional' paper ballot will automatically count without the validation required by O.C.G.A. §21-2-419. This misleading information acted to effectively close the polls to those voters for the time frames presented.

Based on the foregoing, the Court orders that the Annistown Precinct, Number 002, shall remain open until 9:25 p.m., the Anderson-Livsey Precinct, Number 122, shall remain open until 7:30 p.m., and the Harbins Precinct, Number 001, shall remain open until 7:14 p.m.

SO ORDERED this 6th day of November, 2018.


MELODIE SNELL CONNER, Chief Judge
Superior Court of Gwinnett County

cc: All counsel/parties

Department of Community Services/Departamento de Servicios a la Comunidad
Voter Registration and Elections Division/División de Inscripción de Electores y Elecciones



455 Grayson Highway, Suite 200 • Lawrenceville, GA 30046-6388
(mailing/correo postal) 75 Langley Drive • Lawrenceville, GA 30046-6935
(tel) 678.226.7210 • (fax) 678.226.7209

To: Provisional Voter (**EB** or **EH**)
From: Gwinnett County Board of Registrations and Elections
Subject: Voting Emergency Ballot or Voting during Extended Hours

You have been permitted to vote a provisional Ballot today for one of the following reasons:

1. Emergency Ballot due to voting equipment being disabled
2. Extended hours due to court order

Your voted ballot, along with the additional paperwork you completed, will be delivered to the Voter Registrations and Elections Office after the polls close. The Board of Registrations and Elections will conduct a meeting on Tuesday, November 13 at 2:00pm, during which your ballot will be tabulated. Afterward, you will be notified in writing of the deposition of your ballot.

In the event that you are required to vote a Provisional Ballot for additional reasons than listed above, the poll official will provide you with a second memo containing information pertaining to that specific Provisional category. If you receive a second memo, please read it in its entirety as you may be required to provide additional information to the elections office within a short timeframe. It may also be necessary for the Elections Office to conduct additional research in order to make an informed recommendation to the Gwinnett County Board of Registrations and Elections to either count or reject your ballot.

Additionally, you may go to the County website to view information pertaining to your ballot. To do so, go to www.gwinnettcounty.com, click departments, then on elections, and follow the link for Provisional Ballots.

If you have any questions, you may contact the Voters and Registration and Elections Office at 678.226.7210 or the secretary of State's office at 1.877.725.9797. Normal business hours are Monday through Friday, 8:00am – 5:00pm, excluding holidays. Please note that in observance of the Veteran's Day holiday, the Registration and Elections Office will be closed on Monday, November 12.

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Germany, Ryanrgermany@sos.ga.gov
Date: 11/6/2018 6:50:05 PM
Subject: Fwd: Important Election Day Issues
Attachments: Fwd: Important Election Day Issues.msg

Sender: bkemp@sos.ga.gov
Subject: Fwd: Important Election Day Issues
Message-Id: <D600250D-583B-4A23-B9E2-8C833F4FD4DB@sos.ga.gov>
To: rgermany@sos.ga.gov
Cc: CBroce@sos.ga.gov
Cc: jsimmons@sos.ga.gov
Cc: lorrismith@sos.ga.gov

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Germany, Ryan <ryanrgermany@sos.ga.gov>
Date: 11/6/2018 6:49:58 PM
Subject: Fwd: Important Election Day Issues
Attachments: 2018.11.06_LDF Letter re Gwinnett County Voting Hours.pdf
ATT00001.htm

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

Begin forwarded message:

From: Aaron Sussman <asussman@naacpldf.org>
Date: November 6, 2018 at 5:47:06 PM EST
To: "bkemp@sos.ga.gov" <bkemp@sos.ga.gov>, "soscontact@sos.ga.gov" <soscontact@sos.ga.gov>
Cc: Sherrilyn Ifill <sifill@naacpldf.org>, Catherine Meza <cmeza@naacpldf.org>, Leah Aden <laden@naacpldf.org>
Subject: Important Election Day Issues

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Secretary Kemp,

Please find attached a letter detailing voting issues in Gwinnett County that have been brought to our attention. We appreciate your immediate attention to the issues outlined in the letter.

Best regards,
Aaron Sussman

Aaron Sussman
Law & Policy Fellow
NAACP Legal Defense and Educational Fund, Inc.
40 Rector Street, 5th Floor, New York, NY 10006
[212.965.2249](tel:212.965.2249) asussman@naacpldf.org
www.naacpldf.org

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November 6, 2018

By Email

Hon. Brian Kemp
Georgia Secretary of State
214 State Capitol
Atlanta, Georgia 30334
bkemp@sos.ga.gov
soscontact@sos.ga.gov

**Re: Significant Technical Problems and Delays at Voting Precincts
in Gwinnett County**

Dear Secretary Kemp:

As part of our efforts to ensure that all citizens can exercise the fundamental right to vote, the NAACP Legal Defense and Educational Fund, Inc. (LDF) monitors voting issues around the country. This morning, we have received multiple reports of broken and non-functioning voting machines, which in turn, are causing long lines and delays at the Annistown Elementary School and the Anderson-Livsey Elementary School precincts near Snellville in Gwinnett County, Georgia. Because of the non-functioning voting machines, voters had to use paper ballots.

At the Annistown Elementary School precinct, Cheryl Strickland reported waiting over 3.5 hours to vote,¹ while reports on social media show that others waited close to *five hours* to vote.² At the Anderson-Livsey Elementary School precinct, Nick Alexander reported arriving at 7:10 a.m., but not being able to vote and leave until 10:00 a.m., close to three hours later.³

Reports indicate that at least three other precincts in Gwinnett County—Gwinnett Public Library Branch in Suwanee, Mt. Vernon Baptist Church near Lawrenceville, and at Harbins

¹ Amanda C. Coyne, *Election 2018: Gwinnett voting machine issues fixed, but long lines persist*, ATLANTA JOURNAL-CONSTITUTION (Nov. 6, 2018), <https://www.ajc.com/news/local/polls-open-gwinnett-for-midterm-georgia-governor-elections/5oMoYUf5ykSBsUtm7HYbTO/>

² Twitter.com, Nov. 6, 2018, https://twitter.com/ria_2x/status/1059850800061661184 (“UPDATE: after 4hrs and 45 mins, I finally voted!!”).

³ Michael King, *Gwinnett County plagued with Election Day troubles -- including forgotten power chords*, 11 ALIVE (Nov. 6, 2018), <https://www.11alive.com/article/news/politics/elections/gwinnett-county-plagued-with-election-day-troubles-including-forgotten-power-chords/85-611764666>.



Ltr. to Georgia Secretary of State

Page 2 of 3

Elementary near Dacula—suffered from technical problems that caused longer lines and delays for voters.⁴

Gwinnett County announced that polls will be open for an extra 25 minutes “because poll workers did not immediately start issuing paper ballots after they noticed the issues.”⁵ This brief extension is wholly inadequate to provide an equal opportunity to vote to those Gwinnett County voters who experienced over a four-hour delay and were unable to cast a ballot.

We ask that you immediately extend the voting hours for the Anderson-Livsey Elementary School and the Anniston Elementary School polling location in Gwinnett County affected by these technical delays by two hours. Additionally, we ask that you extend the hours of the Gwinnett Public Library Branch, the Mt. Vernon Baptist Church, the Harbins Elementary polling locations, and of any other precincts throughout the state that have been or become affected by similar technical delays. We also ask that information regarding the extension of voting hours at these precincts be publicized and disseminated to poll workers and the voting public through all available channels.

Voting in the United States is “a fundamental political right, because [it is] preservative of all rights.”⁶ It is imperative that no one lose their opportunity to vote, that no one be denied this crucial right, because of dead batteries, missing power cords at a polling place, and a county’s failure to provide properly functioning voting machines.

If you have any questions, please contact Catherine Meza at (202) 216-2727.

Sincerely,

Sherrilyn Ifill, President & Director-Counsel
Janai S. Nelson, Associate Director-Counsel
Samuel Spital, Director of Litigation
Leah C. Aden, Deputy Director of Litigation

⁴ See Tyler Estep & Amanda C. Coyne, *Updated: Technical Issues Cause Problems for Gwinnett Voters*, ATLANTA JOURNAL-CONSTITUTION (Nov. 6, 2018), <https://www.ajc.com/news/local-govt--politics/machines-down-hundreds-wait-one-gwinnett-voting-precinct/nNdh2wuAvjinnomVB5Oq9M/>; see also Alan Binder, *Voting Problems Crop Up as Americans Go to the Polls*, N.Y. TIMES (Nov. 6, 2018), <https://www.nytimes.com/2018/11/06/us/politics/voting-issues-election-day-georgia.html?smid=fb-nytimes&smtyp=cur>.

⁵ Estep & Coyne, *supra* note 4.

⁶ *Yick Wo v. Hopkins*, 118 U.S. 356, 370 (1886).



Ltr. to Georgia Secretary of State
Page 3 of 3

Aaron Sussman
NAACP LEGAL DEFENSE
& EDUCATIONAL FUND, INC.
40 Rector, 5th Fl.
New York, NY 10006
asussman@naacpldf.org

Catherine Meza, Senior Counsel
cmeza@naacpldf.org

NAACP LEGAL DEFENSE
& EDUCATIONAL FUND, INC.
700 14th St., NW, Suite 600
Washington, D.C. 20005

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Aaron Sussman asussman@naacpldf.org
Date: 11/6/2018 6:49:35 PM
Subject: Re: Important Election Day Issues
Attachments: Re: Important Election Day Issues.msg

Sender: bkemp@sos.ga.gov
Subject: Re: Important Election Day Issues
Message-Id: <70BC313B-3801-480E-90A1-4271E7C2332B@sos.ga.gov>
To: asussman@naacpldf.org
Cc: soscontact@sos.ga.gov
Cc: sifill@naacpldf.org
Cc: cmeza@naacpldf.org
Cc: laden@naacpldf.org

From: Kemp, Brian <bkemp@sos.ga.gov>
To: Aaron Sussman asussman@naacpldf.org
Date: 11/6/2018 6:49:34 PM
Subject: Re: Important Election Day Issues

Will review.

Brian P. Kemp
Georgia Secretary of State
(404) 657-4596
bkemp@sos.ga.gov

On Nov 6, 2018, at 5:47 PM, Aaron Sussman <asussman@naacpldf.org> wrote:

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Secretary Kemp,

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Best regards,
Aaron Sussman

Aaron Sussman
Law & Policy Fellow
NAACP Legal Defense and Educational Fund, Inc.
40 Rector Street, 5th Floor, New York, NY 10006
[212.965.2249](tel:212.965.2249) asussman@naacpldf.org
www.naacpldf.org

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<2018.11.06_LDF Letter re Gwinnett County Voting Hours.pdf>

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@sos.ga.gov>
To: Kemp, Brianbkemp@sos.ga.gov
Date: 11/6/2018 6:14:17 PM
Subject: [MARKETING] November 2018 EBPC/SPB Meetings Notice
Attachments: [MARKETING] November 2018 EBPC/SPB Meetings Notice.msg

Sender: hrapolicy@doas.ga.gov

Subject: [MARKETING] November 2018 EBPC/SPB Meetings Notice

Message-Id:

<5b9f6808fa4e1caeb54cbac36.bb7e51b7c4.20181106231407.bf7060323f.e3105263@mail13.atl31.n
.net>

Recipient: bkemp@sos.ga.gov

From: DOAS HRA Policy and Compliance <hrapolicy@doas.ga.gov>

To: Kemp, Brianbkemp@sos.ga.gov

Date: 11/6/2018 6:14:15 PM

Subject: [MARKETING] November 2018 EBPC/SPB Meetings Notice

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Department of Administrative Services
Improving efficiency, compliance, and workplace performance

Human Resources
Administration

November 6, 2018

Please click [here](#) to view meeting notices for the Employee Benefits Plan Council (EBPC) and State Personnel Board (SPB) meetings scheduled for Tuesday, November 13, 2018. If there are questions, please contact Latatia West, DOAS HRA Policy and Compliance Manager at 404-463-1822 or Latatia.West@doas.ga.gov.



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Our mailing address is:

200 Piedmont Ave. S.E. Suite 504, West Tower
Atlanta, Georgia 30334 -9595
Phone: 404-656-2705
hrapolicy@doas.ga.gov

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From: Microsoft Outlook
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Sender: asussman@naacpldf.org
Subject: Important Election Day Issues
Message-Id:
<MWHPR18MB09740BA48A59DF5BE6E53D83B8CB0@MWHPR18MB0974.namprd18.prod.outlook.com>
Recipient: bkemp@sos.ga.gov
Recipient: soscontact@sos.ga.gov

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Aaron Sussman

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November 6, 2018

By Email

Hon. Brian Kemp
Georgia Secretary of State
214 State Capitol
Atlanta, Georgia 30334
bkemp@sos.ga.gov
soscontact@sos.ga.gov

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Reports indicate that at least three other precincts in Gwinnett County—Gwinnett Public Library Branch in Suwanee, Mt. Vernon Baptist Church near Lawrenceville, and at Harbins

¹ Amanda C. Coyne, *Election 2018: Gwinnett voting machine issues fixed, but long lines persist*, ATLANTA JOURNAL-CONSTITUTION (Nov. 6, 2018), <https://www.ajc.com/news/local/polls-open-gwinnett-for-midterm-georgia-governor-elections/5oMoYUf5ykSBsUtm7HYbTO/>

² Twitter.com, Nov. 6, 2018, https://twitter.com/ria_2x/status/1059850800061661184 (“UPDATE: after 4hrs and 45 mins, I finally voted!!”).

³ Michael King, *Gwinnett County plagued with Election Day troubles -- including forgotten power chords*, 11 ALIVE (Nov. 6, 2018), <https://www.11alive.com/article/news/politics/elections/gwinnett-county-plagued-with-election-day-troubles-including-forgotten-power-chords/85-611764666>.



Ltr. to Georgia Secretary of State

Page 2 of 3

Elementary near Dacula—suffered from technical problems that caused longer lines and delays for voters.⁴

Gwinnett County announced that polls will be open for an extra 25 minutes “because poll workers did not immediately start issuing paper ballots after they noticed the issues.”⁵ This brief extension is wholly inadequate to provide an equal opportunity to vote to those Gwinnett County voters who experienced over a four-hour delay and were unable to cast a ballot.

We ask that you immediately extend the voting hours for the Anderson-Livsey Elementary School and the Anniston Elementary School polling location in Gwinnett County affected by these technical delays by two hours. Additionally, we ask that you extend the hours of the Gwinnett Public Library Branch, the Mt. Vernon Baptist Church, the Harbins Elementary polling locations, and of any other precincts throughout the state that have been or become affected by similar technical delays. We also ask that information regarding the extension of voting hours at these precincts be publicized and disseminated to poll workers and the voting public through all available channels.

Voting in the United States is “a fundamental political right, because [it is] preservative of all rights.”⁶ It is imperative that no one lose their opportunity to vote, that no one be denied this crucial right, because of dead batteries, missing power cords at a polling place, and a county’s failure to provide properly functioning voting machines.

If you have any questions, please contact Catherine Meza at (202) 216-2727.

Sincerely,

Sherrilyn Ifill, President & Director-Counsel
Janai S. Nelson, Associate Director-Counsel
Samuel Spital, Director of Litigation
Leah C. Aden, Deputy Director of Litigation

⁴ See Tyler Estep & Amanda C. Coyne, *Updated: Technical Issues Cause Problems for Gwinnett Voters*, ATLANTA JOURNAL-CONSTITUTION (Nov. 6, 2018), <https://www.ajc.com/news/local-govt--politics/machines-down-hundreds-wait-one-gwinnett-voting-precinct/nNdh2wuAvjinnomVB5Oq9M/>; see also Alan Binder, *Voting Problems Crop Up as Americans Go to the Polls*, N.Y. TIMES (Nov. 6, 2018), <https://www.nytimes.com/2018/11/06/us/politics/voting-issues-election-day-georgia.html?smid=fb-nytimes&smtyp=cur>.

⁵ Estep & Coyne, *supra* note 4.

⁶ *Yick Wo v. Hopkins*, 118 U.S. 356, 370 (1886).



Ltr. to Georgia Secretary of State
Page 3 of 3

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Upcoming Live Webinars



Aerial Data

Introduction to Drone Investigations
Thu, Nov 08, 2018 1:00 PM Eastern

Presented by: Jerry Jones, NW3C

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Thu, Nov 15, 2018 1:00 PM Eastern

Presented by: James Emery, FinCEN

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Law Enforcement Cyber Center A Valuable Resource for Investigators

Thu, Dec 13, 2018 1:00 PM Eastern

Presented by: Jeff Lybarger & Josh Santy, NW3C

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To the Cloud!

Get the Evidence You Need to Move
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Tue, Jan 8, 2019 1:00 PM Eastern

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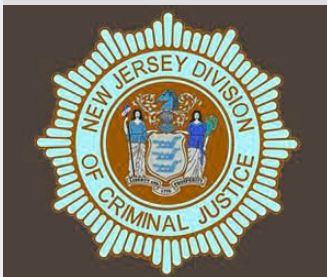
The Benefits of Triage

How to Quick Start Your Digital Investigation

Tue, Jan 15, 2019 2:00 PM Eastern

Presented by: Rich Frawley, ADF

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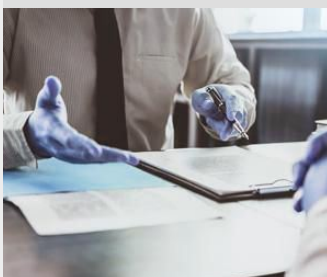
Emerging Legal Issues in Tech

From the CLOUD Act to Hacking Back

Tue, Feb 05, 2019 1:00 PM Eastern

Presented by: Joseph Remy & Thomas Huynh, NJ Office of
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Cognitive Interviewing & Courtroom Testimony

Wed, Mar 06, 2019 1:00 PM Eastern

Presented by: John Pizzuro, John Pizzuro Speaking &
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Cybercrime Basics for Prosecutors

From the Cloud to Seizing the Device
Wed, Mar 13, 2019 1:00 PM Eastern

Presented by: Joseph Remy & Thomas Huynh, NJ Office of the Attorney General

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Cybercrime Basics

Investigation and Prosecution of Credit Card Fraud
Tue, April 9, 2019 1:00 PM Eastern

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