



ALAN WILSON
ATTORNEY GENERAL

November 12, 2021

VIA EMAIL

Ms. Khahilia Shaw

records@americanoversight.org

RE: Freedom of Information Act ("FOIA") Request

Dear Ms. Shaw:

The Office received your FOIA request dated October 14, 2021, which seeks:

1. Records sufficient to identify the following staffing information for the South Carolina Attorney General's Office employees working on matters concerning election law (including, but not limited to, election integrity initiatives and election fraud investigations).
 - a. The names and job titles of each employee temporarily or permanently assigned to matters concerning election law, or of those permanently or temporarily working in support of those assigned to matters concerning election law.

For request item 1, please provide all responsive records for each month spanning January 2019 through October 2021 (i.e., January 2019, February 2019, March 2019, April 2019, May 2019 [. . .] July 2021, August 2021, September 2021, and October 2021).

2. Records sufficient to identify the South Carolina Attorney General's Office's actual or prospective budget for matters concerning election law (including, but not limited to, relevant employee salaries, election integrity initiatives, and election fraud investigations).

For request item 2, please provide all responsive records reflecting the described budgets for fiscal years 2019, 2020, 2021, and 2022.

3. Records sufficient to identify all costs and expenses incurred for matters concerning election law (including, but not limited to, relevant employee salaries, election integrity initiatives, and election fraud investigations).

For request item 3, please provide all responsive records reflecting the described costs and expenses for fiscal years 2019, 2020, 2021, and 2022.

4. Records sufficient to identify the total number of pending cases concerning alleged election law violations

For request item 4, please provide all responsive records for each month spanning January 2019 through October 2021 (i.e., January 2019, February 2019, March 2019, April 2019, May 2019 [. . .] July 2021, August 2021, September 2021, and October 2021).

5. Records sufficient to identify the total number of resolved cases (including, but not limited to, cases resulting in a finding of guilt or liability, cases resolved by plea or stipulation, or dismissed cases) concerning election law violations and the final disposition of each case, regardless of the outcome.

For request item 5, please provide all responsive records for each month spanning January 2019 through October 2021 (i.e., January 2019, February 2019, March 2019, April 2019, May 2019 [. . .] July 2021, August 2021, September 2021, and October 2021).

Regarding your first, second, and third requests, there are no responsive records.

Regarding your fourth request for the total number of pending cases concerning alleged election law violations, there is one pending investigation. However, documents related to this investigation are exempt from disclosure pursuant to S.C. Code Ann. § 30-4-40(a)(3).

Regarding your fifth request for the total number of resolved cases concerning alleged election law violations, during the time covered by your request, the Office was involved in the cases listed below. These were challenges to South Carolina election laws and do not appear to fall within your request. Moreover, many of the records the Office would have about these cases are publically filed documents. Therefore, we are not providing you with documents related to these cases at this time, but if you would like specific information on any of these cases, please let us know.

Case Name	Court and Case Number
<i>Bailey, et al. v. South Carolina State Election Commission, et al.</i>	South Carolina Supreme Court Case Number 2020-00642
<i>Duggins, et al. v. Lucas, et al.</i>	South Carolina Supreme Court Case Number 2020-001042
<i>League of Women Voters of SC, et al. v. Andino, et al.</i>	South Carolina Federal District Court Case Number 2:20-cv-03537
<i>Middleton, et al. v. Andino, et al.</i>	South Carolina Federal District Court Case Number 3:20-cv-01730
<i>Thomas, et al. v. Andino, et al.</i>	South Carolina Federal District Court Case Number 3:20-cv-01552
<i>S.C. Democratic Party, et al. v. Andino et al.</i>	South Carolina Federal District Court Case Number 3:19-cv-03308
<i>Heindel, et al, v. Andino, et al.</i>	South Carolina Federal District Court Case Number 3:18-cv-01887
<i>Batten, et al. v. McMaster, et al.</i>	South Carolina Federal District Court Case Number 2:18-cv-00510

Sincerely yours,

Harley L. Kirkland
Assistant Deputy Attorney General